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Local Govt.

CITY COUNCIL MEETING NO. 20

A Special Meeting of City Council, summoned by Mayor Keyes pursuant to Rule 3 of By-Law No. 1, was held on Thursday, July 14, 1977, at 8:03 P.M. in the Council Chamber. His Worship Mayor Keyes presided.

The Council Meeting, as authorized by Section 190 (1) of The Municipal Act, was held in Committee of the Whole *(in camera)* to consider the location of the O.H.I.P. Office Building and a motion concerning the relocation of the Canadian National Railway trackage.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 8:09 P.M.), Ald. Timmins. (13)

MOTIONS

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That Council resolve itself in a Committee of the Whole, with Mayor Keyes in the Chair, to consider:

a) the location of the O.H.I.P. Office Building in Kingston and Rule 32 of By-Law No. 1 be suspended to permit officials of the Government of Ontario to participate in the discussion;

-and-

b) the following motion:

Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Clause 16, Report No. 98, passed September 27, 1976, reading as follows, be re-affirmed:

"That the Canadian Transport Commission be notified that the City of Kingston has no objection to the application by the Canadian National Railway for relocation of trackage on the Hanley Spur amounting to 0.30 miles of track running from North Street to Place d'Armes as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973."

CARRIED 12:0

Ald. Tarnowecky arrived at 8:09 P.M.

(2) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That Council rise from the Committee of the Whole and the Chairman report.

CARRIED 13:0

CA4
ON
K16-A05
M31

Mayor Keyes reported:

(A) That the Committee of the Whole had met with the Hon. Keith Norton, Minister of Community and Social Services and M.P.P., Kingston and the Islands, and Mr. W. A. Gray, Director, and Mr. C. H. Spence, Assistant Director, Realty Services Branch, Ministry of Government Services, and

(B) That Council, in Committee of the Whole, had approved the following motions:

(i) "Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That the Province be notified that the City of Kingston prefers the development of the O.H.I.P. building on a vacant property in the downtown area and if this is not feasibl on a site that requires a minimum of demolition.

CARRIED 11:2
(Ald. Matthews, Ald. Tarnowecky oppos

(ii) Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Clause 16, Report No. 98, passed September 27, 1976, reading as follows, be re-affirmed:

"That the Canadian Transport Commission be notified that the City of Kingston has no objection to the application by the Canadian National Railway for relocation of trackage on the Hanley Spur amounting to 0.30 miles of track running from North Street to Place d'Armes as shown on Plans No. 1299, dated November 22, 1974, and No. 1004 and No. 1870, dated February 21, 1973."

CARRIED 13:0"

BY-LAWS

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That By-Law 1 be given its first and second reading.

CARRIED

(B) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Rule 35 of By-Law 1 be suspended for the purpose of giving By-Law 1 its third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Law 1 be given its third reading.

CARRIED

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting held on July 14, 1977.

(THREE READINGS) (PROPOSED NO. 9062)
City Council Meeting No. 20

MOTION

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Council do now adjourn.

CARRIED

Council adjourned at 10:40 P.M.

(L.S.)

(Signed) T.J. McKibbin,
Clerk-Comptroller

(Signed) Ken Keyes
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, August 8, 1977 at 8:00 P.M.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 19, held on July 11, 1977, and City Council Meeting No. 20, held on July 14, 1977, be adopted as printed.

COMMUNICATIONS

To Be Filed

(430) From the Ministry of Housing acknowledging receipt of Council's resolution (R.77(4)77) concerning the Report of the Planning Act Review Committee, re levy of fees for processing Zoning By-Law amendments.

(431) From the Ministry of Housing enclosing remarks by the Honourable John R. Rhodes, Minister of Housing, concerning the need for municipalities to develop effective local property maintenance policies made to the inaugural meeting of Sault Ste Marie, and District Inspectors Association May 6, 1977.

(432) From the Advisory Services Branch, T.E.I.G.A., a copy of "Managers For Local Government, A Study". (#4: Recruitment and #5: Education/ Training/Development).

(433) Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held on July 13th, 1977, which notes among other things, that the Lemoine Point Advisory Board have recommended that $80,000. be provided for development of Lemoine Point Conservation Area in 1978.

(434) From Central Mortgage and Housing Corporation enclosing cheque in the amount of $5,705. which represents payment for Agency Fees for the City of Kingston for June 1977.

(435) Copies of "Background" dated July 8, 1977, July 15, 1977 and July 22, 1977 from the Honourable Darcy McKeough, Treasurer of Ontario. (Note: Copies have been distributed to each member of Council.)

(436) From the Ministry of Transportation and Communications notifying of their program to convert all provincial highway signs to metric units by September 30, 1977 and that the Highway Traffic Act has been amended, effective September 6, 1977, to effect the metric conversion program and specifically provides that rates of speed expressed in miles per hour in all municipal by-laws are deemed to be converted to kilometres per hour in accordance with a table in the Act and, among other things, the statutory rate of speed in Kingston will be 50 km/h (50 kilometres per hour) unless varied by by-law on certain streets.

COMMUNICATIONS (Cont'd) - To Be Filed (cont'd)

(437) Statement of Revenue & Expenditures for the period ending May 1977 from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of May 1977	Month of May 1976
Operating Deficit:	$654,837.	$250,171.	$55,902.	$57,266.
Debentures:	36,200.	15,083.	3,017.	3,849.
Total:	$691,037.	$265,254.	$58,919.	$61,115.

(438) From the Cobalt Fire Disaster Fund thanking the members of Council for the $1,000. provided by this City.

(439) From the City of Oshawa notifying that Council's resolution (R.60(3)77) regarding the regulation of hours of operation of car washes was received and filed.

(440) From the City of Kitchener notifying that Council's resolution (R.60(3)77) regarding the regulation of hours of operation of car washes was endorsed.

(441) Copies of Minutes of meetings of the Kingston Suburban Road Commission for April, May, June and July, 1977.

(442) From the Senior Citizens' Council of Kingston and Area thanking Council for their Grant for 1977.

(443) Statement of Estate Account of Stuart M. Polson Estate for the period June 4, 1974, to June 4, 1977 by the Canada Permanent Trust Company and notice that arrangements are being made to have the accounts audited in the Surrogate Court and that the City will be notified of the date.

(444) From the City of St. Catherines notifying that Council's resolution requesting amendments to the Dog Licencing and Poultry Protection Act was "received".

(445) Copy of "Ontario Traffic", Vol 77-III, published by the Ontario Traffic Conference.

To Be Referred to the Public Works Committee

(446) From the City of Windsor requesting that their resolution requesting that The Public Transportation and Highway Improvement Act be amended to reduce the amount of the required contribution for Suburban Roads be endorsed.

COMMUNICATIONS (Cont'd)

To Be Referred to the Public Works Committee and the Public Utilities Commission

(447) From C.M.H.C. notifying of a 50% grant available to municipalities for planning Water and Sewer Systems under the "REGIONAL Sewage/ Water Plan".

To Be Referred to the City of Kingston Planning Board

(448) From Thomas Smith, applying for a Zone Change from A(Residential) to C(Commercial) on his property at 459 & 463 Frontenac Street.

(449) From S. Anglin Co. Limited applying for an Official Plan amendment and a zone change for their property (3.6 ± acres) at 771 Division Street to permit the construction of a 100 unit apartment building.

(450) From Mrs. Vibeke Busk applying for an Official Plan amendment and a zone change from A1 (one family Residential) to C (Commercial) on her property at 1335 Princess Street.

To be Referred to the Housing Sub-Committee

(451) Copy of speech of Mr. R.V. Hession, President, C.M.H.C., to the Canadian Association of Housing and Renewal Officials, Fredricton, N.B., June 28, 1977.

(452) Notice of 25th Annual Housing Conference to be held in Niagara Falls, Ontario, on September 10 - 13, 1977.

To be Referred to the Transportation Committee

(453) From the Public Utilities Commission requesting certain bus stops to be established in the "Woolva" subdivision area and the deletion of bus stops in the Strathcona Park subdivision area.

To be Referred to the Community Services Committee

(454) From the Hon. W. Darcy McKeough, Treasurer of Ontario, enclosing First Reading copy of "An Act Respecting Municipal Elections", which among other things, changes Election Day to the third Monday in November.

(Note: Copy of "Act Respecting Municipal Elections" has been distributed to each member of Council.)

To be Referred to the Finance and Accounts Committee

(455) From the City of Windsor requesting that their following resolution be endorsed:

> "....that the Province be strongly urged to use market value assessments for the purpose of resource equalization grant calculations for the year 1978, and further that the Province provide to all municipalities the details of the grant formula, prior to its adoption, for municipal input and comment".

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(456) From C.P. Rail notifying that they are considering the sale of the land at the Division Street Overpass and if it is sold the location of the requested fence will change. When decision concerning the sale has been made they will notify the City.

(457) From the Borough of North York requesting that their resolution requesting the Provincial Government to cease charging Ontario Municipalities the Provincial Sales Tax on items for which the Federal Government does not charge a Federal Sales Tax.

To Be Filed

(458) From the International Reference Group on Great Lakes Pollution from Land Use Activities (PLUARG), International Joint Commission, notifying of OPEN House meeting to be held in Kingston on August 18, 1977, at the Portsmouth Olympic Harbour and inviting interested persons to attend.

To Be Referred to the Finance and Accounts Committee for consideration at a special Meeting on August 8, 1977, following this Council Meeting

(459) From the Kingston Public Library Board requesting authorization for the refinishing of existing library furniture to be reused in the new public library by purchase orders in total amount of $4,652.06.
(Note: Copy of correspondence distributed to each member of Council.)

To Be Referred to the Transportation Committee

(460) From the Kingston Housing Authority notifying of problems of interpretation of the Loading Zone Signs erected on Bagot Street and on William Street at Marion Earl Manor and requesting revised regulations.

To be Referred to the City of Kingston Planning Board and the Community Services Committee

(461) From the Canadian Council on Social Development notifying of their Annual Meeting/Conference to be held in Ottawa on September 25 to 27, 1977 on Social Development in a Pluralist Society and enclosing June 1977 issue of their Bulletin, "Social Development".

Which Has Been Referred to the City of Kingston Planning Board

(462) From the Honourable John R. Rhodes, Minister of Housing, enclosing check for $65,000. in response to the City's application for a grant under the OHRP (Rental) program and notifying that the demand for funds exceeded the $2,000,000. allocation for this experimental program and that the $65,000. represents the City's total allocation.

- -

COMMUNICATIONS (cont'd)

To Be Filed

(463) From Mr. G. William Gorrell, Q.C., Inquiry Officer, notifying that a Hearing will be held on Monday, August 15, 1977, at 10:30 a.m. in the Court Room, Court House, Kingston, to determine whether the taking of the land (220 and 222 Princess Street) is fair, sound and reasonably necessary in the achievement of the ojectives of the City of Kingston.

(464) Copy of Booklet "Provincial Financial Assistance to Municipalities, Boards and Commissions" dated July 1977 prepared by the Local Government Division, Subsidies Branch, T.E.I.G.A.

(465) Copy of "Proposed Amendments to the Constitution of the Association of Municipalities of Ontario".

(466) Copy of "Resolution, Proposals and First Report of the Legislation and Resolutions Committee" to be considered at the Annual Conference of the A.M.O. which includes City of Kingston resolutions concerning:

AL-1 re: Authority on temporary closing of streets. (Recommended)

PD-4 re: Permission to control height of buildings. (Not recommended)

PETITIONS

To Be Referred to the City of Kingston Planning Board

(1) Presented by Mrs. A. Lillis, having 48 signatures, and stating:

> "We, the undersigned residents, who live in the vicinity of the parcel of land which was severed recently by the Committee of Adjustment and jointly owned by Mr. J.A. Wehman, Mr. J.C. Wehman, Limestone Homes Ltd., and Frank and Joan Szalay on the West side of Division Street and South of the Public Utilities, land known as Fray Street, respectfully request that before a building permit is issued by the city the residents in the immediate vicinity be allowed to discuss it with members of Council."

Which Has Been Referred to the City of Kingston Planning Board

(2) Presented by Mr. Bill Den Ouden, having 28 signatures, and stating (in connection with rezoning of 4.9 acres of land north of Elmwood Street and West of Sir John A. Macdonald Boulevard):

> "We, the undersigned, hereby petition and object to the zoning change from B1 to B3.133 as per SCHEDULE 'A', by-law No. 9046 dated July 11, 1977, Map 21, given First and Second Reading the 27th day of June, 1977, and given Third reading and finally passed on the 11th day of July, 1977, by the Corporation of the City of Kingston, for the following reasons:
>
> 1. Included in the area for zoning change are approximately 150 dwelling units already constructed, this build up area is included in the total 4.9 acres of land for zoning change.
>
> 2. An existing swimming pool, play area and parking lot are included in the same parcel of land for zoning change.

- -

PETITIONS (cont'd)

(2) (Cont'd)

3. The area left for the construction of another approximately 79 dwelling units is less than one acre of vacant land.

4. Therefore, the density will be approximately 79 dwelling units per acre of land.

5. Traffic congestion in the area will be higher.

6. No sidewalks are constructed on either side of Elmwood Street, causing people to walk on lawns.

7. Parking is already a problem and will be increased further.

8. Snow build-up in the winter is already a concern and will be worse.

9. The view will be blocked with the construction of another large building on such a small portion of land, creating a feeling of overcrowding.

10. Due to the high density of dwelling units in the immediate area, some vacant land is needed for parkland and recreation, as none exist now."

REPORTS

REPORT NO. 78

July 19, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS upon recommendation of the Planning Board (Report No. 96, October 7, 1975) Council on October 14th, 1975 gave two readings to By-Law 8595 to close North Street to vehicular traffic between Montreal Street and Sydenham Street in order to implement the Neighbourhood Improvement Program which provides for development of this portion of North Street as a public park; and

WHEREAS Thomas Black and Phyllis Black, the owners of 168 Montreal Street which property abuts North Street have objected to the street being closed; and

WHEREAS the owners have agreed to withdraw their objection in consideration of being granted an encroachment and right-of-way over a portion of North Street as shown on a plan dated June 15, 1976 prepared by the Planning Department; and

WHEREAS Planning Board is of the opinion that the granting of the requested encroachment and right-of-way will not prejudice unduly implementation of the Redevelopment Plan;

THEREFORE BE IT RESOLVED that Thomas and Phyllis Black be sold an encroachment and granted a right-of-way over the North Street road allowance as shown on a plan dated July 19, 1977 prepared by the Planning Department and entitled North Street between Montreal and Sydenham Streets.

2. That the following resolution of the Ontario Association of Property Standards Officers be endorsed:

"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since January, 1975 and

WHEREAS we are aware of the benefits of this program to property owners and our municipality;

WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:

a) The Ontario Home Renewal Program be continued,

b) The funding be increased,

c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law."

3. WHEREAS Council granted Development Control approval to Ontario Housing Corporation with respect to the Senior Citizens project at Bagot, Barrack, Ordnance and Rideau Streets (see Report No. 54, May 17, 1977) subject to the following conditions:

a) that the design architect be the on-site structural architect, responsible for the full implementation re plans and specifications;

b) that the project be constructed under the system of tendering, rather than the 'modified tender call' method;

3. (Cont'd)

c) *that construction should proceed according to the design plan*; and

WHEREAS Planning Board has now received a satisfactory explanation of the proposals from the Ontario Housing Corporation;

THEREFORE BE IT RESOLVED that the first two conditions above, relating to the retaining of the architect during the entire period of construction and the methods of tendering, be withdrawn, on the understanding that the building conforms to the approved design plan.

4. WHEREAS Council approved Development Control for a restaurant operated by Mario Gencarelli at Nelson and Princess Streets in November, 1976; and

WHEREAS one of the conditions of such Development Control was the erection of a screen fence on the easterly boundary of the property; and

WHEREAS the applicant has requested the above condition be deleted as it is unnecessary between two commercial properties and would involve considerable expenditure;

THEREFORE BE IT RESOLVED that the applicant not be required be erect a screen fence on the easterly boundary of the property at Nelson and Princess Streets and that concrete curbing be required in its place.

5. WHEREAS Council approved Development Control for a 136 unit townhouse development by J. Fern Incorporated at the corner of Sir John A. MacDonald Boulevard and Counter Street; and

WHEREAS one of the conditions of such approval was that the lighting of the interior of the site be provided to the satisfaction of the City; and

WHEREAS the applicant has submitted plans for the lighting of the site, which plans have been examined by the Site Plan Committee and are considered to be satisfactory.

THEREFORE BE IT RESOLVED that Street Lighting Plan:

Scale 1" = 30' Dated July 1977

be approved.

August 2nd, 1977.

6. WHEREAS an application has been submitted to the City of Kingston to amend the Official Plan and Zoning By-Law No. 8499 for an approximately 36.4 acre site formerly occupied by the Davis Tannery on the east side of Rideau Street, north of River Street; and

WHEREAS the application has been submitted in order to permit the redevelopment of this site for multiple family residential purposes at high density, a hotel and some service commercial facilities; and

6. (Cont'd)

WHEREAS redevelopment of this idle waterfront industrial site would remove a potentially serious blighting influence from a part of the City which is presently being revitalized; and

WHEREAS this proposal, if developed, would create an important new reservoir of centralized housing and would thereby do much to assist the City in meeting its particular housing needs; and

WHEREAS the relationship between this site and the waterfront, the central area of the City, transportation routes and other community services and facilities favour permitting the proposed uses;

THEREFORE BE IT RESOLVED that

A. The Official Plan of the City of Kingston be amended as follows:

1. By amending Schedule A-1 (Land Use and Major Streets) so as to redesignate the approximately 36.4 acre site located east of Rideau Street and north of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces as shown on Map No. 1 attached hereto.

2. By amending Schedule A-2 (Areas of Specific Treatment) so as to identify the subject site as a separate Specific Area (Number 17).

3. By amending Schedule A-3 (Areas of Potential Population Increase) so as to designate the portion of the site which is to be used for residential purposes as High Density (See Map No. 2).

4. By adding the following policies to the text of the Official Plan for Specific Area No. 17 (As Section 5-89A)

"Specific Area No. 17 (Davis Tannery Redevelopment Site)

Land uses allowed in this area shall include Multiple Family Residential, Transient Commercial, Neighbourhood Commercial and Recreation Parks and Open Spaces as shown on Schedule A-1. It is the policy of Council that not more than 790 dwelling units shall be ultimately established within this Specific Area. No Development Control approval shall be given nor any permits issued for the redevelopment or development of this area until a development agreement has been entered into for the lands designated commercial and the lands designated residential on Lots 7, 8, 9 and 10 of Registered Plan B3 and a Plan of Subdivision has been approved on the balance of the land."

B. Zoning By-Law No. 8499 be amended as follows:

1. By amending Zoning Map No. 17 so as to rezone the approximately 36.4 acre area of land located east of Rideau Street and north of River Street from zones M6 and M6.97 Industrial and OS 2 and OS3 Parks Open Space and Flood Plain to zones B3.135 Multiple Family Residential, C2.136 Arterial Commercial, P General Recreation Park and P2 Water Area Park as shown on a copy of Zoning map. No. 17 which is attached hereto as Schedule "A".

6. (Cont'd)

B. (Cont'd)

2. By adding the following as Section 135:

"135. On the approximately 26.4 acre parcel of land located east of Rideau Street and north of River Street and designated B3.135 on Zoning Map. No. 17 attached to and forming part of By-Law No. as Schedule 'A', the maximum number of permitted dwelling units shall be 790."

3. By adding the following as Section 136:

"136. On the two parcels of land consisting of approximately 4.5 acres located east of Rideau Street and north of River Street and designated C2.136 on Zoning Map. No. 17 attached to and forming part of By-Law No. 9064 as Schedule 'A', the permitted uses shall only include a hotel and accessory uses thereto and convenience retail and service commercial facilities appropriate to the nature of the development, which facilities shall be limited to a maximum area of 12,000 square feet."

C. The preceding Official Plan and Zoning amendments shall be conditional upon the applicant entering into an agreement with the City requiring the applicant to investigate and report on the existing site conditions in a manner and form satisfactory to the City and the Ministry of the Environment prior to the issuance of any building permits for the site.

7. That Council does hereby certify that By-Law No. 9064 , "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 36.4 acre site located east of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces) is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clauses 6A, 6B and 6C have been approved.

8. WHEREAS By-Law No. 9046, "A By-Law to Amend the Zoning of a 4.9 acre Parcel of Land North of Elmwood Street and West of Sir John A. MacDonald Boulevard from B1 (Multiple Family) Residential to B3 (Multiple Family) Residential" has been sent to affected property owners; and

WHEREAS a Petition bearing 28 names objecting to the By-Law has been received;

THEREFORE BE IT RESOLVED that By-Law No. 9046, passed on July 11, 1977, be reaffirmed.

9. WHEREAS upon recommendation of the Planning Board (Report No. 96 - October 7, 1975) Council on October 14th, 1975 gave two readings to By-Law 8595 to close North Street to vehicular traffic between Montreal Street and Sydenham Street in order to implement the Neighbourhood Improvement Program which provides for the development of this portion of North Street as a public park; and

WHEREAS Neil and Sally McArthur, the owners of 317 and 319 Sydenham Street and Thomas and Phyllis Black, the owners of 168 Montreal Street, which properties abut North Street, have objected to the street being closed; and

9. Cont'd

WHEREAS the Redevelopment Plan for North Street has been redesigned to maintain access over North Street to the rears of the McArthur and Black properties;

THEREFORE BE IT RESOLVED that By-Law No. 8595 be presented for third reading.

10. WHEREAS the Corporation of the City of Kingston is the owner of the property known as 90 Bay Street in the City of Kingston, which property has been acquired as part of the Neighbourhood Improvement Program;

THEREFORE BE IT RESOLVED that the property be advertised for sale by tender, it being understood that the highest bid will not necessarily be accepted, and subject to the building being repaired to a condition satisfactory to the City of Kingston.

11. WHEREAS notification has been received from the Minister of Housing that the City's allocation under the Ontario Home Renewal Programme is $65,000.00, whereas the City had requested $250,000.00; and

WHEREAS this amount will not provide sufficient funds to allow all applications under the Programme to be granted;

THEREFORE BE IT RESOLVED that the City communicate its disappointment to the Minister at the reduced amount of funding available under the Ontario Home Renewal Programme.

12. WHEREAS on April 5, 1977, Planning Board recommended the appointment of five persons to the Selection Committee for development of vacant Neighbourhood Improvement Program sites for moderate income housing under the Assisted Home Ownership Programme; and

WHEREAS the Committee met on April 27, 1977 and established general conditions for the proposal call, which was subsequently advertised with the deadline of July 22, 1977, for submissions of proposals; and

WHEREAS proposals were received from the following:

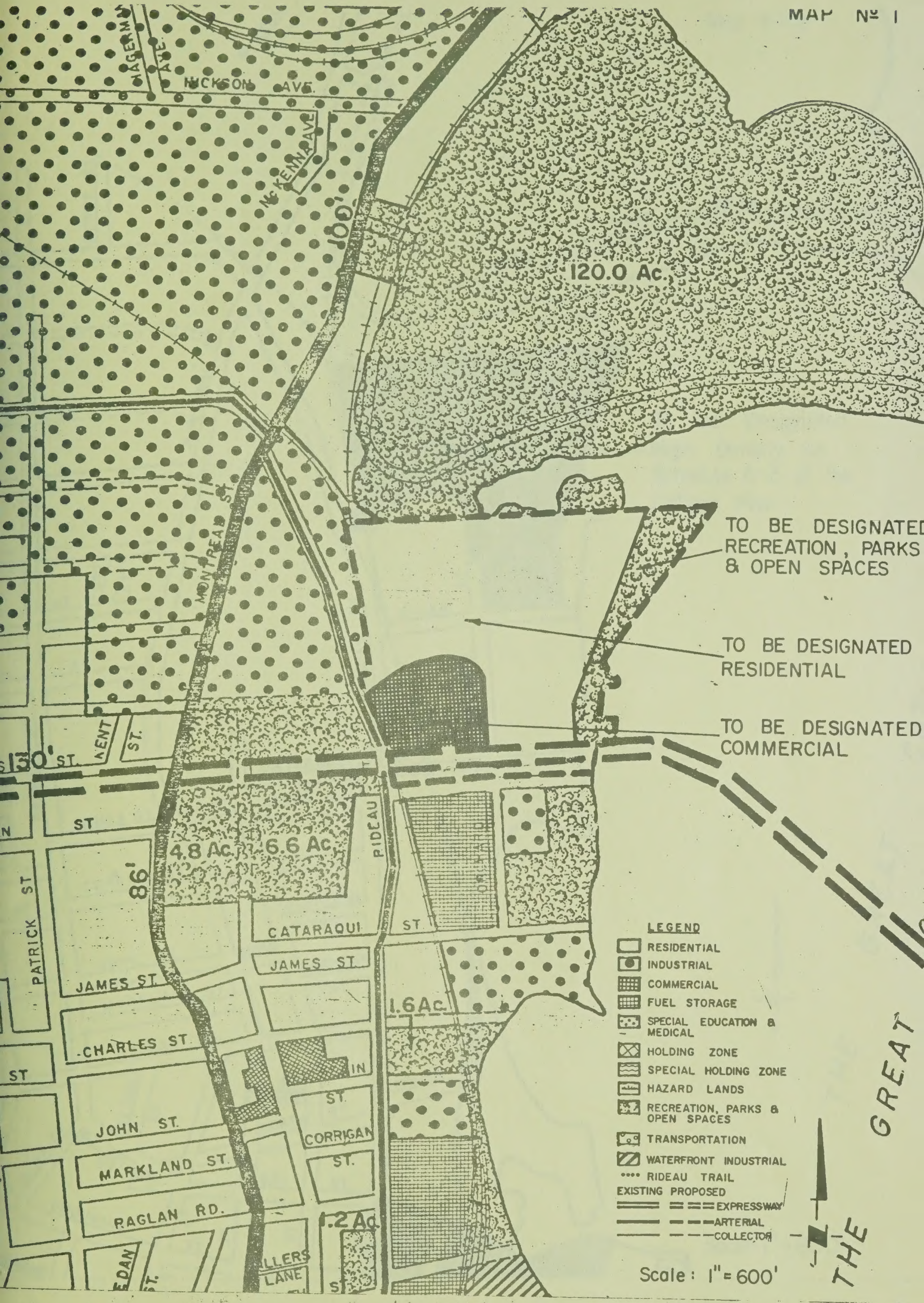
Anshea Properties Limited
Limestone Homes Limited
Bob Martin Construction Limited; and

WHEREAS the Site Selection Committee has recommended unanimously that the proposal of Bob Martin Construction Limited be accepted;

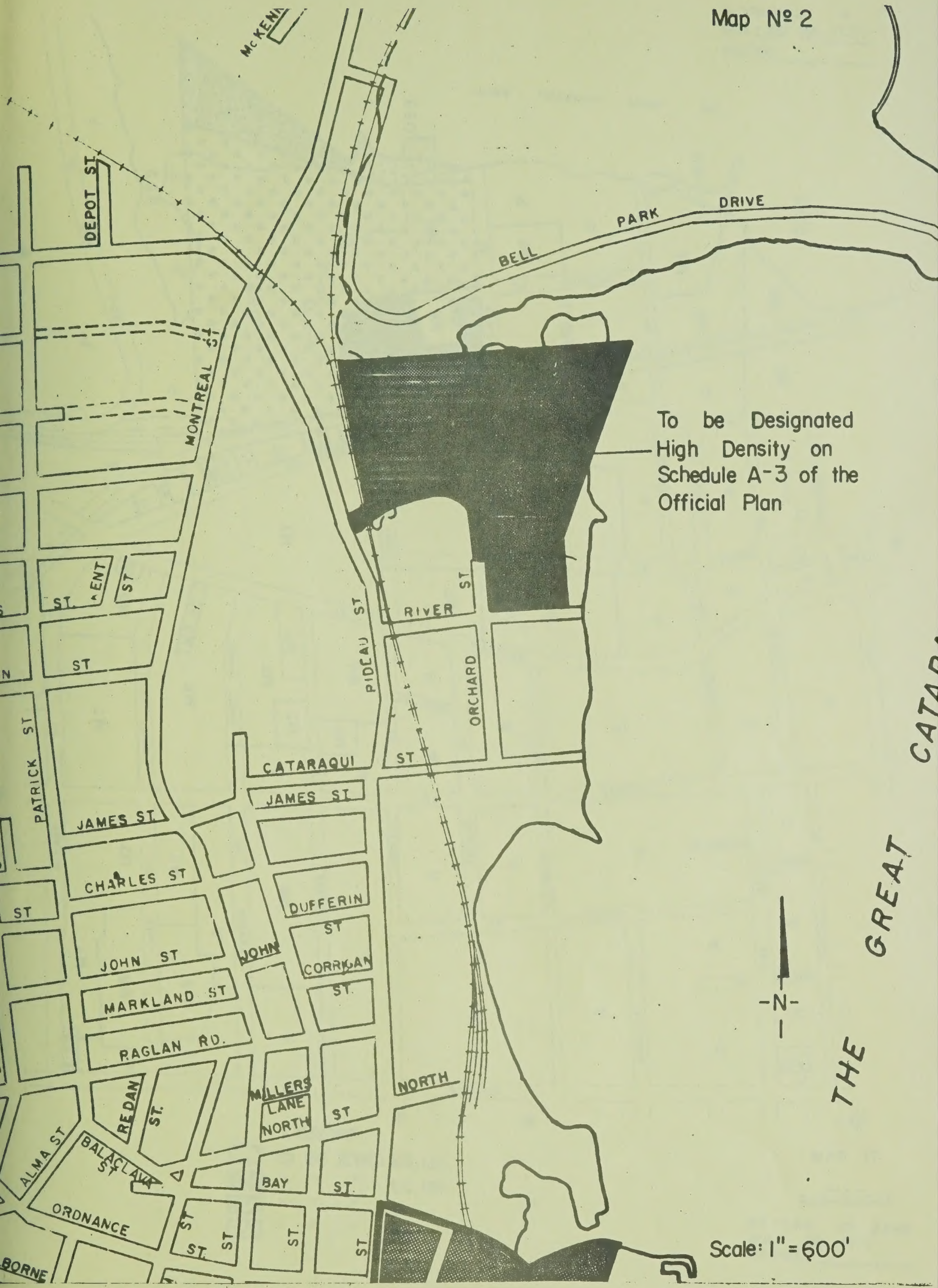
THEREFORE BE IT RESOLVED that the proposal of Bob Martin Construction Limited, for development of the vacant sites in the Neighbourhood Improvement Program area, be accepted.

Respectfully submitted,

CHAIRMAN


MAP Nº 1
HAGERMAN AVE
NICKSON AVE
McKENNA AVE
100'
120.0 Ac.
MONTREAL ST
TO BE DESIGNATED RECREATION, PARKS & OPEN SPACES
TO BE DESIGNATED RESIDENTIAL
TO BE DESIGNATED COMMERCIAL
130' ST.
KENT ST.
ST
PATRICK ST
86'
4.8 Ac.
6.6 Ac.
PIDEAU
CATARAQUI ST
JAMES ST
JAMES ST
CHARLES ST
ST
1.6Ac.
IN
ST.
CORRIGAN ST.
JOHN ST.
MARKLAND ST.
RAGLAN RD.
1.2 Ac.
ALLERS LANE
ST.
LEGEND
RESIDENTIAL
INDUSTRIAL
COMMERCIAL
FUEL STORAGE
SPECIAL EDUCATION & MEDICAL
HOLDING ZONE
SPECIAL HOLDING ZONE
HAZARD LANDS
RECREATION, PARKS & OPEN SPACES
TRANSPORTATION
WATERFRONT INDUSTRIAL
RIDEAU TRAIL
EXISTING PROPOSED
EXPRESSWAY
ARTERIAL
COLLECTOR
Scale: 1" = 600'
N
THE GREAT

Map Nº 2

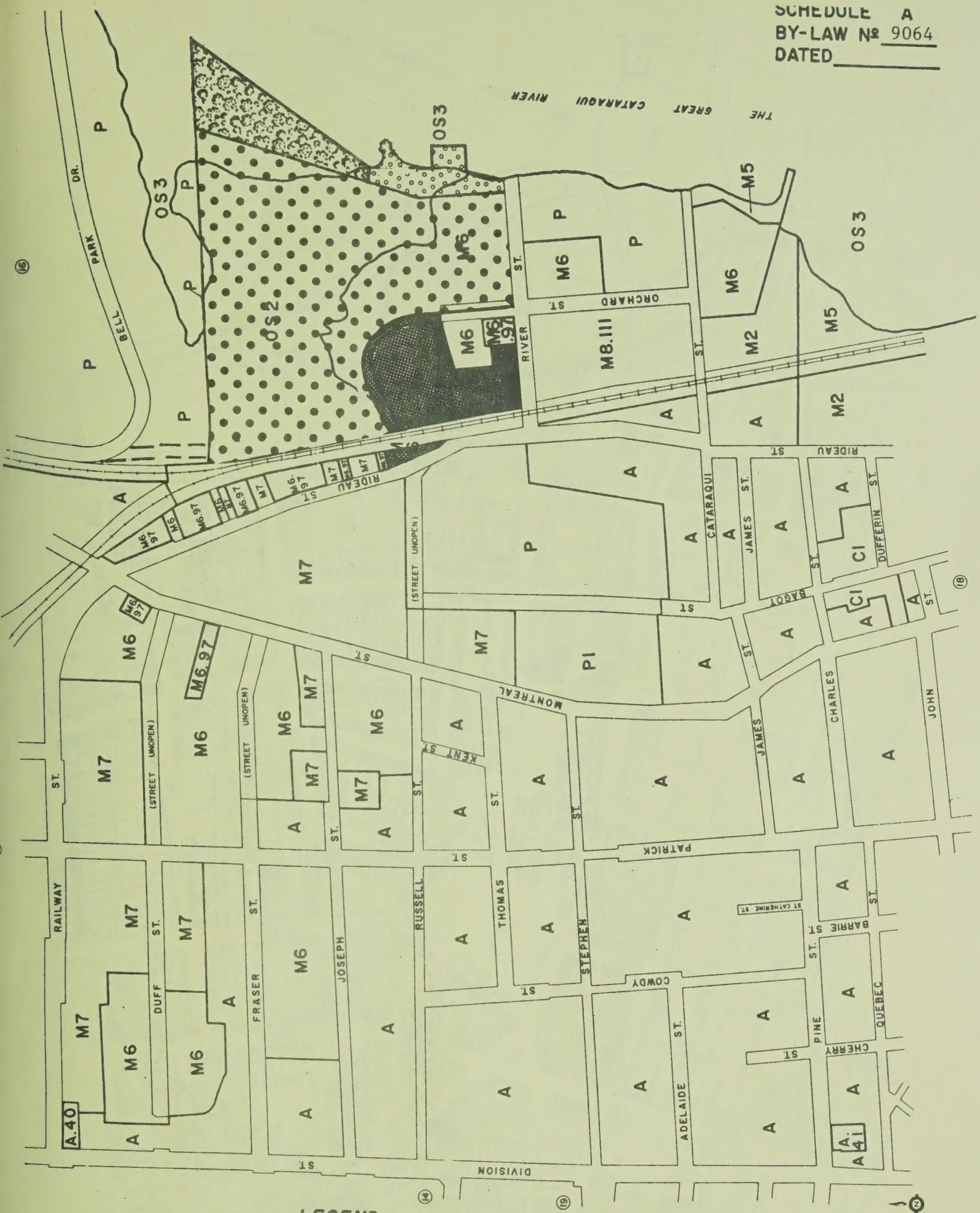


To be Designated High Density on Schedule A-3 of the Official Plan

Scale: 1" = 600'

McKENN
DEPOT ST
BELL PARK DRIVE
MONTREAL ST
ENT
ST
PIDEAU ST
RIVER ST
ORCHARD
CATARAQUI ST
JAMES ST
PATRICK ST
CHARLES ST
DUFFERIN ST
CORRIGAN ST
JOHN ST
JOHN
MARKLAND ST
RAGLAN RD.
REDAN
MILLERS LANE NORTH
NORTH ST
ALMA ST
BALACLAVA ST
BAY ST
ORDNANCE
BORNE
-N-
THE GREAT CATAR

SCHEDULE A
BY-LAW Nº 9064
DATED__________


THE GREAT CATARAQUI RIVER
PARK DR.
BELL
OS3
OS2
P
M6
M6.97
M7
M8.111
M5
M2
A
A.40
A.41
P1
C1
RIVER ST.
ORCHARD ST.
RIDEAU ST.
CATARAQUI ST.
JAMES ST.
DUFFERIN ST.
BAGOT ST.
MONTREAL ST.
KENT ST.
(STREET UNOPEN)
CHARLES
JOHN
PATRICK ST.
RAILWAY ST.
DUFF ST.
FRASER ST.
JOSEPH ST.
RUSSELL ST.
THOMAS ST.
STEPHEN ST.
ST. CATHERINE ST.
BARRIE ST.
COWDY ST.
ADELAIDE ST.
PINE ST.
CHERRY ST.
QUEBEC ST.
DIVISION ST.
⑯
⑱
⑭
⑲

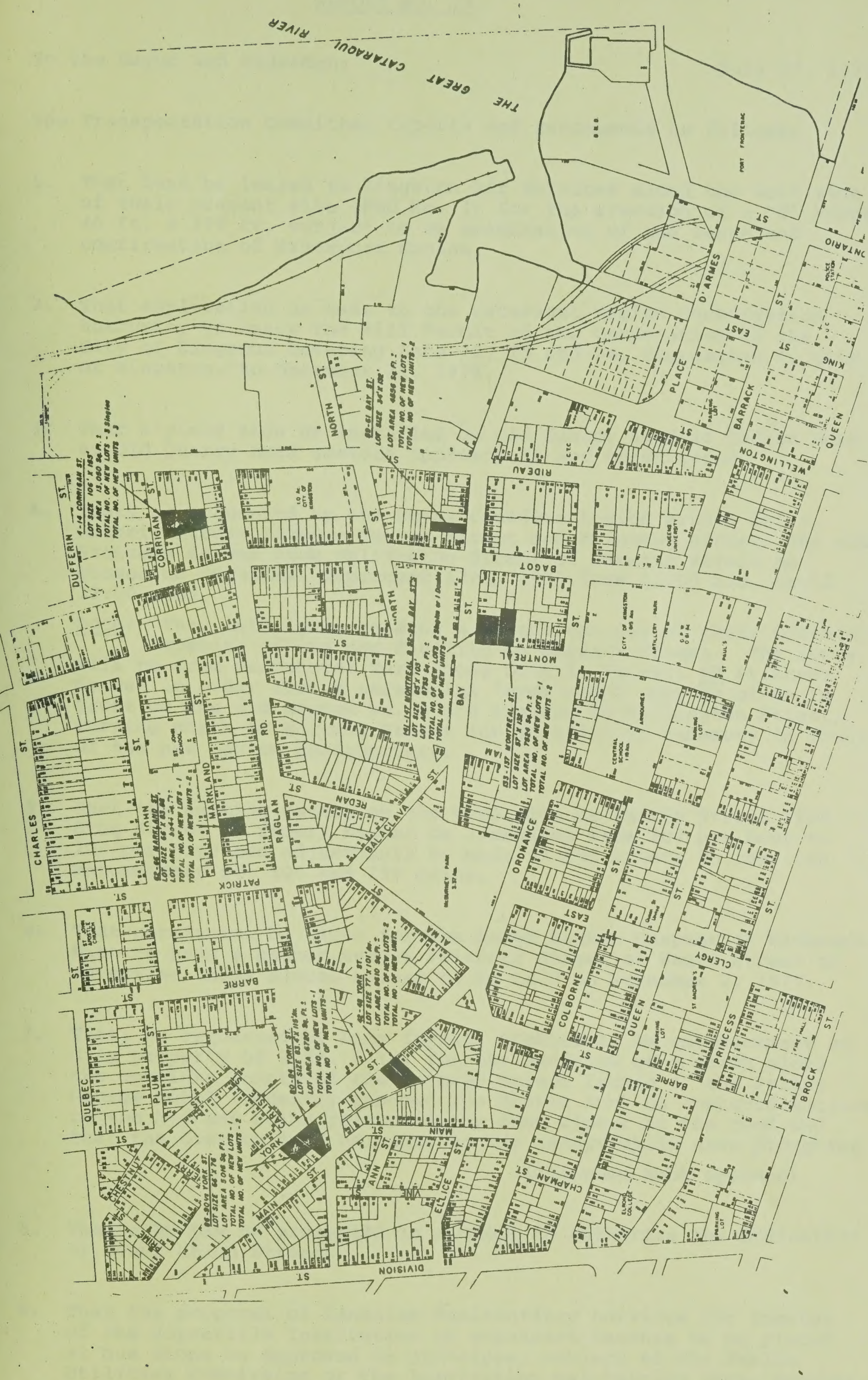
LEGEND

▭ TO BE ZONED B3.135
▓ " " " C2.136
▨ " " " P
⁘ " " " P2

MAP 17

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

AP


THE GREAT CATARAQUI RIVER
FORT FRONTENAC
ONTARIO ST.
POLICE STATION
KING ST.
D'ARMES PLACE
EAST ST.
BARRACK ST.
WELLINGTON
QUEEN
RIDEAU ST.
C.T.C.
QUEENS UNIVERSITY
BAGOT ST.
CITY OF KINGSTON
ARTILLERY PARK
ST. PAUL'S
MONTREAL ST.
ARMOURIES
CENTRAL SCHOOL
PARKING LOT
NORTH ST.
BAY ST.
DUFFERIN ST.
CORRIGAN ST.
CHARLES ST.
JOHN ST.
MARKLAND ST.
RAGLAN RD.
REDAN ST.
BALACLAVA ST.
ST. JOHN SCHOOL
PATRICK ST.
ORDNANCE
MCBURNEY PARK
ALMA ST.
CLERGY ST.
COLBORNE ST.
QUEEN ST.
ST. ANDREW'S
PRINCESS ST.
BROCK ST.
BARRIE ST.
ST. JOHN APOSTLE CHURCH
QUEBEC ST.
PLUM ST.
YORK ST.
CARLISLE ST.
MAIN ST.
CHESTNUT ST.
PINE ST.
PERRY ST.
ANN ST.
VINE ST.
ELLICE ST.
CHAPMAN ST.
DIVISION ST.
4-14 CORRIGAN ST.
LOT SIZE 106' X 165'
LOT AREA 13,080 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 3 Singles
TOTAL NO. OF NEW UNITS - 3
59-61 BAY ST.
LOT SIZE 34' X 132'
LOT AREA 4536 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
141-147 MONTREAL & 92-94 BAY STS.
LOT SIZE 65' X 103'
LOT AREA 6755 Sq. Ft. ±
TOTAL NO. OF NEW LOTS 2 Singles or 1 Double
TOTAL NO. OF NEW UNITS - 2
133-137 MONTREAL ST.
LOT SIZE 57' X 132'
LOT AREA 7524 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
62-66 MARKLAND ST.
LOT SIZE 66' X 83.88'
LOT AREA 5044 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
80-84 YORK ST.
LOT SIZE 83.4' X 115'Av.
LOT AREA 6780 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
92-98 YORK ST.
LOT SIZE 77' X 101'Av.
LOT AREA 8810 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 2
TOTAL NO. OF NEW UNITS - 4
86-90½ YORK ST.
LOT SIZE 66' X 76'
LOT AREA 5016 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2

REPORT NO. 79

To the Mayor and Aldermen: July 27, 1977

The Transportation Committee reports and recommends as follows:

1. That land be leased to Kingston Air Services along the west side of their present site (Pad No. 1) for the erection of a "T" hangar 40 ft. x 278 ft. subject to an examination of the lease and confirmation of Transport Canada.

2. That application be made to the Cataraqui Region Conservation Authority to renew the Fill Permit of the Corporation of the City of Kingston covering Lots 22, 23 and 24, Concession 3, City of Kingston, to December 31, 1978.

3. That a yield sign be installed on Old Quarry Road at Indian Road as Old Quarry Road eastern approach is now constructed.

4. That, as requested by the Royal Canadian Legion Branch No. 9, Ontario Street between Market Street and Princess Street, and also Princess Street from Wellington Street to Ontario Street be closed on Saturday, September 17th, 1977 from 11:00 a.m. until 12:00 noon.

   Note: They anticipate holding a parade the day of their Official opening of the new facility on Barrack Street. The route will be from Centennial Park along Ontario Street, UP Princess Street in order that a ceremonial 'eyes right' may be given in front of the old Branch No. 9 and proceed to Wellington Street, turning north to Barrack Street for an official ceremony in front of the new Legion headquarters.

5. That the parking meters on the west side of Barrie Street from King Street to Stuart Street be increased from 10¢ per hour to 20¢ per hour and adjustments be made to the meters so they can accommodate 5¢, 10¢ and 25¢ coins.

6. That permission be given for the Queen Esther Chapter of Hadassah-Wizo to hang a banner across Princess Street at Bagot Street to advertise their annual bazaar to be held on November 2, 1977.

7. That, as requested by Lily Inglis, Architect, an encroachment on City property of 1 ft. 6 in. for the addition of a porch along the complete length of the Ontario Street facade of the Prince George Hotel (recently renamed The Market Inn) be approved subject to the hydrant being relocated one foot closer to the road and that the City be held harmless to any damage while snow ploughing.

   (Alderman Webb opposed)

8. That a By-Law be presented to Council to authorize the dedication of Lower Union Street.

9. That the proposal of Canadian Penitentiary Services for inmates of the Joyceville Institution to construct benches to be placed at bus stops be approved in principle, subject to the Public Utilities Commission or the Institution maintaining these benches.

10. That a By-law be presented to Council to authorize the dedication of the ten and twelve foot strips of land purchased by the City in 1952 from the Weller Estate and in 1954 from Justice Hamilton as part of Weller Avenue.

11. That the following resolution from the Regional Municipality of Ottawa-Carleton BE ENDORSED:

"That the Provincial Government be requested to amend the relevant sections of the Highway Traffic Act and the Regional Municipality of Ottawa-Carleton Act to provide for a uniform minimum speed limit of 45 kph within urban areas following the adoption of metric signing in September 1977, and that this speed limit be in effect without the erection of signs."

12. That, as a result of several months of occupancy studies of all municipal parking lots:

a) Chown Lot - The rate be increased to 40¢ per hour after the initial two hours.

b) Robert Bruce Parking Garage - The rate be increased to 40¢ per hour after the initial two hours.

c) Hanson Memorial Parking Garage - The rate be increased to 40¢ per hour after the initial two hours.

d) Hanson Memorial Parking Garage - That 20 monthly spaces be permitted on the top level only at a rate of $32.00 on a first come, first served basis.

and that the effect of these changes be studied and reconsidered by the Committee after a four month trial period.

(Alderman Webb opposed)

13. That City vehicles be allowed to park in the Hanson Memorial Parking Garage overnight.

Note: City vehicles can no longer park on Confederation Parking lot.

14. That 12 minute parking meters at 5¢ for 12 minutes be installed on the east side of Market Square along the back of City Hall except in front of the doors.

Note: This would accommodate approximately 13 parking meters.

(Alderman Gerretsen opposed)

15. That parking be prohibited on the east side of Alfred Street, 200 feet south of Princess Street to 285 Alfred Street, 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m. Monday to Saturday inclusive.

16. That two hour parking be permitted on the east side of Wellington Street from Place D'Armes to Bay Street.

17. That the monthly parking rate on the Hay Market Parking Lot be reduced to $10 per month.

18. That By-Law No. 24 (Traffic By-Law) Section 10B be amended as follows:

ADDITIONS

Westmoreland Road (E/S) at walkway from Inverness Crescent	80 feet southerly
Inverness Crescent North (S/S) at Inverness Crescent West	60 feet easterly
Aberfoyle Road (E/S) opposite Old Quarry Road	80 feet
Old Quarry Road (N/S) at Indian Road	80 feet easterly

DELETIONS

McMichael (N/S) at Stormont	80 feet from Stormont easterly (By-Law No. 4865-1965)
McMichael (N/S) at Indian Road	80 feet from Indian easterly (By-Law No. 4865-1965)

19. That, as requested by Mr. Leo T. Corby on behalf of "WEINER IN THE SKY" for Muscular Dystrophy, permission be granted to hold a parade on Sunday, August 14th, 1977 between 2:00 p.m. and 3:00 p.m.

NOTE: The parade is to commence in front of City Hall on Ontario Street, proceed along Brock Street to Division Street, along Division Street to Princess Street, west on Princess Street to the Le Roi Motel. It would involve approximately 200-300 cars which had participated in a transmitter hunt that morning sponsored by the Thousand Island Radio Club.

20. That, for the purpose of constructing a swimming pool, permission be given to Mrs. Margaret Lipman for the contractor to cross the east boulevard of Sir John A. MacDonald Blvd. to the premises of 336 Palace Road, it being noted that under By-Law #8819, a deposit of $100 will cover possible damage to City boulevard and street.

Respectfully submitted,

CHAIRMAN

REPORT NO. 80

JULY 28, 1977.

To the Mayor & Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the account of Portsmouth Marine Store & Services, in the amount of $750.00 for rental of crane and boat for installation of Confederation Basin Marina docks be paid.

2. That the tender from John Ewing & Co. Limited to purchase twenty-five flag poles at the Olympic Harbour Site for the sum of $6,600. be accepted provided they remove the poles with their own forces, leave the site in a finished condition satisfactory to the Commissioner of Parks & Recreation and if the Company plans to resell the poles, before doing this, it must publish a notice in the local press advising that the poles are for sale, state the price and make sales to local persons or firms before selling to outsiders.

3. The Committee may present the following clause:

"Resolved that the Committee of Parks & Recreation accept the following tenders as recommended by the consultants, J. D. Lee Engineering Ltd., for the proposed Tennis Court project at Cataraqui Park: (See attached Appendix "A")

a) Tender "A" (Structural Steel & Grading)

Hillcrest Construction - $76,300.

This is the lowest tender that complied with the specifications.

b) Tender "B" (Fencing)

Frost Steel & Wire Co. - $11,393.

This is the only tender received and is accepted subject to their supplying the specified performance bonds.

c) Tender "C" (Lighting)

R. E. Ferguson Ltd. - $26,600.

This is the lowest tender that complied with the specifications."

It should be noted that these tenders are $25,993. in excess of the consultants estimates.

The Committee recommends that the tenders be accepted, it being noted that the proposed work for the clubhouse renovations will have to be revised to meet the funds available.

Respectfully submitted,

APPENDIX "A"

J. D. LEE ENGINEERING LIMITED
CONSULTING ENGINEERS

P.O. BOX 1267, 1155 DIVISION STREET, KINGSTON, ONTARIO, CANADA K7L 4Y8

August 4, 1977

Mr. D. Fluhrer, Administrator
Dept. Parks, & Property
City of Kingston
City Hall
Kingston, Ontario

Re: Belle Park Tennis Courts
Our File No. 1321

As requested we have reviewed and checked the tenders received for this project and we would report the following information:

Three tenders were received for Tender "A" (Structural Steel & Grading) and these are summarized as follows:

	Tender By	Tender Amount	Completion Time	Remarks
1.	Hillcrest Construction	$76,300 ✓ (includes sodding)	6 weeks	
2.	G.R. Storey Construction	74,500 (sodding not included)	8 weeks	No Bid Deposit
3.	Bennett Paving	93,900 (includes sodding)	12 weeks	

One tender was received for Tender "B" (Fencing) and is as follows:

1.	Frost Steel & Wire Co.	$11,393	4 weeks	No Bid Deposit

2 ../

Seven tenders were received for Tender "C" (Lighting) and these are summarized as follows:

	Tender By	Tender Amount	Completion Time	Remarks
1.	Roy Electric	$ 20,200	2 weeks	No Bid Deposit
2.	R.E. Ferguson Ltd.	26,600	8 weeks	
3.	T. Boffa Electric	27,462	8 weeks	
4.	Ontario Electrical	28,750	12 weeks	
5.	J.S. Electric	29,900	10 weeks	No Bid Deposit
6.	Industrical Electrical	31,590	8 weeks	
7.	Bay Electric	34,100	12 weeks	No Bid Deposit

The low bidder for Contract "A", Hillcrest Construction Ltd., has supplied a bid bond in the amount of $12,000 which meets the tendering requirements and we therefore recommend acceptance of their tender.

Frost Steel and Wire Co. Ltd. did not supply a bid deposit, but as they are th only bidder on Contract "B" we would recommend that a formal contract be entered into with them subject to their supplying the specified performance bonds.

The low bidder for Contract "C", Roy Electric, did not supply a bid deposit therefore we recommend that the tender of the next lowest bidder, R.E. Ferguson Ltd., be accepted as their 10% bond meets the tendering requirements.

The actual contract amount will be $26,300 versus the tender amount of $26,600 as R.E. Ferguson propose to use an alternate panel arrangement as described in their letter of August 4th, 1977 attached. We recommend that the specified lighting be used rather than the alternate proposed by R.E. Ferguson in that we have not been able to obtain at this writing a guarantee that the specified lighting levels can be obtained.

On the basis of the recommended tenders, the total budget for the project would be as follows:

Contract "A"	-	$ 76,300
Contract "B"	-	11,393
Contract "C"	-	26,300
Engineering Design & General Supervision	-	8,000
TOTAL		$121,993

This amount is considerably above our estimate of $88,000, but we do not see where significant economies can be made without seriously jeopardizing the quality and effectiveness of the installation.

J.D. LEE ENGINEERING LIMITED

W Menary

W. Menary, P. Eng.
WM:bd

Enc.

REPORT NO. 81

July 28th 1977.

To the Mayor and Members of Council

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls" be repealed and re-enacted as By-Law No. 7131 in the revised form dated August 8th 1977 to become effective January 1st 1978.

   (Note: A copy of the revised by-law was distributed to all members of Council. The revised by-law has been patterned along the lines of the model by-law received from the Provincial Government.)

2. That, in accordance with the directive received from the Ministry of Community and Social Services that the per diem residential care rate is to be calculated on a quarterly basis based on the actual operating costs for the preceding three month period instead of being calculated on an annual basis, the per diem rate of $13.40 for the period of April 1st to June 30th 1977 be ratified and confirmed and the per diem rate of $15.62 for the period July 1st 1977 to September 30th 1977 be approved.

3. That agreements be entered into with the following nurseries for the provision of nursery services for the period September 1st 1977 to December 31st 1977 as follows:

   a) Complex Co-op Nursery School Inc. - Payment of per diem rate of $2.50 - maximum amount for the period September - December - $646.00.

   b) Helen Tufts Nursery School Incorporated - Payment of per diem rate of $3.35 (tutorials and summer program provided in addition to the nursery school) - maximum amount for the period September - December - $4,773.80.

   c) St. Matthew's Nursery School - Payment of per diem rate of $2.50 - maximum amount for the period September - December -$1,260.00.

   d) Allen-Detweiler Nursery School - Payment of per diem rate of $2.50 - maximum amount for the period September - December -$567.60.

   (Note: These agreements are in lieu of the one agreement with the Association of Early Childhood Education as it has been directed by the Ministry of Community and Social Services that individual agreements be entered into.

   There are sufficient funds in the 1977 budget to cover the amount requested by the individual nurseries.)

4. *That By-law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to include the following definition of "control":*

   "A dog shall be deemed to be not under the control of any person when the dog is not on a lead held by a person or is not otherwise physically restrained.".

5. WHEREAS at the Council Meeting of June 27th 1977, the tender of Quintal & England in the amount of $11,400 for roof repairs to the main dining room, kitchen, laundry and boiler areas of Rideaucrest Home it being noted that the cost of insulation would be an extra item;

AND WHEREAS it has been found that all of the insulation will have to be replaced;

AND WHEREAS the present roof had 2 inches of insulation and it is recommended in order to save heating costs that this be increased to 3 inches;

BE IT RESOLVED that the action of the Committee in approving, under delegated powers during the summer, the installation of three inches of insulation at an estimated cost of $4600 be ratified and confirmed, it being noted that there are sufficient funds in the Rideaucrest Home budget for this purpose.

Respectfully submitted,

CHAIRMAN.

Public Works Report No. 82

August 2, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of Keeler Sales and Service Ltd., in the amount of $8008.00 (taxes exempted) for the supplying of -

two Dumco, Model SC27, under chassis snow plows complete with frame.

one Dumco, Model T141, sidewalk sander.

be accepted, being the lowest complete tender received.

2. That, subject to the approval of the Ministry of Transportation and Communications the tender of J.Sousa Contractor Ltd., in the amount of $59,730.61, for the construction and reconstruction of the sidewalks listed in the Special Information for Tenderers of Contract 77/1W, be accepted being the lowest complete tender received.

3. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the reconstruction and construction of the following sidewalks under the provisions of Section 7 of The Local Improvement Act -

Reconstruction

(a) concrete sidewalk 6' wide on south side of Queen St from 6.5' west of Ontario St westerly 125.5'

Total estimated cost	$3250.00
Owners' share	1218.82
Corporation's share	1063.18
Anticipated MTC subsidy	968.00
Debenture amount	2282.00

(b) concrete sidewalk 4.5' wide on south side of Concession St from 5' east of Alfred St easterly 76.2'

Total estimated cost	$1300.00
Owners' share	433.33
Corporation's share	586.90
Anticipated MTC subsidy	279.77
Debenture amount	1020.23

............./2

New Construction

concrete sidewalk 4.5' wide on south and east side of Barbara Ave from Alfred Cr to Division St

Total estimated cost	$15,000.00
Owners' share	2,236.42
Corporation's share	12,763.58
Debenture amount	15,000.00

4. That the sewer mains and sewer services constructed in the Country Club Estates Subdivision by Taggart Construction Co Ltd., be accepted for future maintenance by the City of Kingston, provided the Contractor pays all outstanding accounts and provides the City with a satisfactory two year guaranteed maintenance bond.

5. That St. Joseph's Church, 392 Palace Rd., be authorize to construct under the City's supervision an asphalt swale at the rear of their property on the boulevard of Sir John A.Macdonald Blvd to drain part of their property and a section of City and adjoining property to the existing catch basin in the boulevard.

Note The paved swale would also act as a walkway for pedestrian

Respectfully submitted,

Chairman

If a sufficiently signed petition is received the following clause will be presented -

6. That a by-law be passed to authorize the reconstruction of the sidewalk on the east side of Ontario St from Princess Street southerly under the provisions of Section 7 of The Local Improvement Act.

REPORT NO. 83

August 3, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following lists of accounts for expenditures incurred under proper authorization be approved:

   List No. 4 - dated April 30, 1977 - $5,916,686.97
   List No. 5 - dated May 31, 1977 - $14,604,247.82
   List No. 6 - dated June 30, 1977 - $7,995,723.24.

   (Note: Copies of the above lists were previously distributed to all members of Council.)

2. That the Brief of the Ontario Municipal Personnel Association to the Honourable Justice Kelly, in connection with his study of the present Grievance Arbitration System in Ontario, be ENDORSED.

   (Note: Copy of Brief distributed to each member of Council with the Finance Committee Agenda.)

3. That the resolution of the City of St. Thomas, endorsing the position set out in the Brief of The Automotive Parts Manufacturers' Association of Canada, dated February 17th, 1977, respecting amendment of the 1965 Automotive Trade Agreement, be ENDORSED.

   (Note: A copy of the Brief was distributed to all members of Council with the Finance Committee Agenda.)

4. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A" attached hereto for cancellation or refund of commercial, residential or business taxes levied in 1977 in total amount of $43,904.60 be approved.

5. That the account of Mills Office Suppliers Limited in the amount of $700.00 to renew service contact on the A.B. Dick Model 360CD Serial # 58852 and the Blanket Cleaning Attachment, Serial #203255, for the period July 1, 1977, to June 30, 1978, be approved for payment, it being noted that there are sufficient funds in the 1977 Budget for this purpose.

   (Note: This is service contract for 2nd Press in Printing Dept. which is used for printing forms and other long run jobs of the City.)

6. WHEREAS at the meeting of City Council held on April 4, 1977, approval was given to the Transit Department Capital Budget for 1977 in the amount of $332,267;

   AND WHEREAS by letter of June 17, 1977, the Ministry of Transportation and Communications approved the 1977 Capital Estimates eligible for 75% subsidy of all items requested except the garage hoist;

   AND WHEREAS, subsequently, discussions with the Ministry have resulted in reconsideration of this item and it has now been agreed that subsidy would be provided;

   AND WHEREAS price quotations recently received for the hoist indicate that the lowest price is $9,385 instead of $7,500 as originally estimated;

6. (Cont'd)

NOW THEREFORE BE IT RESOLVED:

a) That application be made to the Ministry of Transportation and Communications for approval of a supplementary request (on Forms MT 4 & 5) in the amount of $1,414 for the purchase of a garage hoist; and

b) That the following budget transfers be approved:

FROM

Finance Contingencies	$471.00

TO

Kingston Transit Department- 1977 Budget - Capital Expenditures - Assets & Non-Recurrent Expenses	$471.00

(Note: The 1977 Transit Budget for "Capital Expenditures - Assets and non-recurrent expenses" would be therefore revised as follows:

	Est. Total Cost	*Prov. of Ont. Subsidy*	*City of Kingston*
	$332,267.	*$242,486.*	*$89,781.*
+	*1,885.*	*1,414.*	*471.*
	$334,152.	*$243,900.*	*$90,252.)*

7. That, as recommended by the Kingston Public Library Board and the Architects:

(A) the tender of Kingston Roofing and Flooring Company Ltd. for the supply and installation of "Staminex" brand carpet, made by Burlington Carpet Mills Canada Ltd. in the new Public Library in the amount of $53,116.00, which includes all applicable sales taxes, shipping and other charges, is hereby accepted, being the lowest tender received for this product, and

(B) the tender of Triple-A Manufacturing Company Limited, Agincourt, for the supply and installation of shelving, less book stays, for the main circulation and reference departments of the new Public Library in the net amount of $59,617.16, which includes all applicable sales taxes, shipping and other charges, is hereby accepted, being the lowest of four tenders received, it being understood that consideration of the separate added price for children's shelving included in the tender has been withheld for the present time by the Public Library Board until problems of matching existing shelving have been solved:

Stipulated Price, including Prov. Sales Tax which is inapplicable:	$70,193.17
Less Price for "Book Stays" which are not being accepted at the present time:	(-) 7,030.92
	$63,162.25
Less Inapplicable Prov. Sales Tax on Supply of Shelving:	(-) 3,545.09
NET TOTAL:	$59,617.16

8. That permission is hereby given to Kingston Cable TV Ltd. to televise all meetings or portions of meetings of City Council only that are open to the public on the following conditions:

   (A) That the permission is for the period ending December 31, 1978, (the end of the term of office of the present Council);

   (B) That more than one camera will be used to televise the proceedings;

   (C) That a sound system will be utilized that will enable viewers to hear the proceedings being televised; and

   (D) That Kingston Cable TV will investigate the provision of commentary during the televised proceedings.

9. That:

   (A) as recommended by the Public Works Committee, since it has not been possible to obtain a sufficiently signed petition for a watermain in Counter St. from Sir John A. Macdonald Blvd. to Indian Rd. and since the Public Utilities Commission wish to exercise the option contained in the Subdivision Agreement with Mastercraft Construction Corporation and commence the work as a General Rate project with Mastercraft contributing their share of the cost, the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
Local Improvements - Public Utilities Commission - Watermains - Counter Street:	$100,300.	-
(leaves blance of $4,700.)		
General Rate Projects - Public Utilities Commission - Water Utility:	-	$100,300.
(makes new balance of $250,000.)		

   (B) That, as recommended by the Public Utilities Commission of The City of Kingston, a by-law be presented to Council to authorize improvements, alterations and extensions of the water system in the amount of $250,000., to be all debentured.

   (Note: This debenture will provide for the following work:

1.	*Counter Street 16" watermain (P.U.C.'s Share only).*	*$100,300.*
2.	*King Street 12" watermain from Queen St. to Princess St.*	*27,830.*
3.	*Division St. 12" watermain from Adelaide St. to Concession St.*	*38,709.*
4.	*Albert St. 16" watermain from King St. to Queen's Crescent*	*78,161.*
	Plus Debenture Costs	*5,000.)*

10. That the following budget appropriation amendment be approved in order to provide a grant of $300. to the National Youth Orchestra Association of Canada, Toronto, who are holding their 1977 Summer training session at Queen's University from July 24 to August 28, 1977:

	Increase	Decrease
FINANCE		
Grants - National Youth Orchestra:	$300.	-
Contingencies:	-	$300.

11. That, as recommended by the Public Works Committee:

(A) it is declared desirable that the construction of a sidewalk on:

(i) east side of Brant Ave. from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. easterly 453.2 feet,

should be undertaken as a local improvement, and

(B) a by-law be presented to Council to authorize the construction of a 4.5' wide concrete school sidewalk on:

(i) east side of Brant Ave., from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. easterly 453.2 feet,

at a total estimated cost of $9,800.00 under the provisions of section 8 of *The Local Improvement Act*:

Owner's Share	-	$2,545.97
Corporation's Share	-	7,254.03
Total, to be debentured	-	$9,800.00

(Note: Provision for this expenditure included in the 1977 Capital Budget Quota.)

12. Whereas the City of Kingston has received a copy of a preliminary print of proposed Reference Plan of Parts of Block Z, Registered Plan 1158, City of Kingston abutting the entire north side of Macpherson Avenue from Maurice H. Rollins Construction Limited;

And Whereas the City of Kingston is the owner of the lands to the west (VanOrder Drive), south (Macpherson Avenue) and east (one foot reserve on west side of Sir John A. Macdonald Boulevard) of this proposed condominium project;

That the Director of Land Registration, Ministry of Consumer and Commercial Relations be notified The Corporation of the City of Kingston hereby waives the circulation provision required under section 8 of *The Certification of Titles Act.*

(Note: The City Solicitor concurs with this resolution.)

13. That a By-Law be presented to Council to authorize the execution of a loan agreement for $131,250.00 at 10% per annum with Ontario Development Corporation for providing services to the Industrial Park.

(Note: Construction of Services authorized by By-Law No. 9048 and Loan Application authorized R.126 (12) 76 as amended by R.2(6)76)

14. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide additional funds for purchase of a new Sidewalk Sander:

		Increase	Decrease
PUBLIC WORKS			
A/C 314-82	Contribution from Revenue Fund New Equipment - Sander:	$132.00	--
A/C 314-52	Sidewalk Sanding & Snow Removal - Sanding:	--	$132.00

(Note: Tender Price - $1,632.
Budget Funds - 1,500.
Transfer Required - $ 132.)

15. That, as recommended by the Public Works Committee, since an exploratory excavation has revealed there will be a space conflict between the storm sewer being installed in Third Ave. and an existing 6-inch watermain, Contract 77/3W with Donald A. Foley Ltd. be amended to include as "extra work" the lowering of the watermain on a labour and material basis at a cost of $3000.

(Note: Funds are available for "Extra Work" in the Contract for this work.)

16. That:

(A) the following budget appropriation amendment be approved in order to provide funds for the *1981 Canada Summer Games Committee of the City of Kingston* for travelling and other expenses and costs of preparation of a Brief inviting the 1981 Canada Summer Games to be held in the City of Kingston:

	Increase	Decrease
FINANCE		
Cultural Events - 1981 Summer Games Committee	$6,500.	-
Contingencies	-	$6,500.

(B) the following persons be authorized to attend the 1977 Canada Summer Games in St. John's, Newfoundland:

Mayor Ken Keyes
Ald. John Clements, Chairman, Summer Games Committee,
Mr. D. R. Fluhrer, Commissioner, Parks and Recreation.

(Note: Copy of 1981 Canada Summer Games Interim Feasibility Report, dated August 3, 1977, has been distributed to each member of Council.)

17. That:

(A) By-Law No. 4681, "A By-Law to Authorize the Execution of an Agreement with Douglas L. Hardtman, Q.C.," as amended, be repealed effective September 30, 1977;

- and -

(B) By-Law No. 3, "A By-Law Respecting Certain Officers of the Corporation," as amended, be further amended as follows:

1. That Section 4(1) be deleted and the following substituted in lieu thereof:

"(1) There shall be a full time City Solicitor, who shall report to the Clerk-Comptroller.

(2) The City Solicitor shall at all times be a member in good standing of the Law Society of Upper Canada.

(3) The duties of the City Solicitor, in addition to those prescribed by law or by any resolution of the Council now or hereafter to be passed shall be to provide legal services for City Council and all civic departments and generally to give due care and proper attention to the ordinary and usual legal affairs arising out of the administration of the Corporation's affairs as the same may require and notwithstanding the generality of the foregoing:

(a) to draft by-laws, agreements (including approval of the form of insurance policy and sureties submitted by the contractors), deeds and leases.

17. (3) (Cont'd)

(b) to attend to and prosecute all infractions of by-laws of the Corporation; to appear before the County Judge for street closings and street name changes; and to appear before Inquiry Officers, Boards of Negotiation and the Land Compensation Board as necessary.

(c) to make himself available for consultations with officials of the Corporation and to give his advice on questions of law.

(d) to represent the Corporation at Ontario Municipal Board Hearings: on zoning by-law amendments, official plan amendments, Committee of Adjustment appeals and applications for approval of capital expenditures.

(e) to supervise title searches and certify title on land being acquired by the Corporation; to supervise title and lien searches for RRAP and OHRP loan programs and mechanic lien clearance and Workmen's Compensation Board clearance on contractors on Corporation contracts before holdbacks are released.

(f) to attend Planning Board and Committee Meetings as required.

(g) to defend actions against the City when legal counsel not provided under Corporation insurance policies.

(h) to prepare petitions and private bills for presentation to the Legislature.

(i) to collect Corporation claims on the unsatisfied judgment fund and issue writs re unsettled accident claims against the Corporation.

(j) to provide legal services to City of Kingston Housing Limited (Eldon Hall Place Housing).

(k) to provide legal advice in labour relations matters and negotiations if and when required.

(4) The City Solicitor shall receive all fringe benefits that are extended to Deputy Department Heads and other supervisory personnel.

(5) The position of City Solicitor will be governed by the City's Job Evaluation Program, and if substantial duties are proposed to be added to the existing job description, the salary range for the position will be re-evaluated.

(6) Any costs that are recovered by the Corporation from the litigant and any other fees which may be paid to the Corporation for legal services shall be retained by the Corporation.

(7) The City Solicitor shall not provide legal counsel for any one other than the Corporation of the City of Kingston through its Council and its Officers.

He shall not provide legal advice to Council Members concerning conflict of interest matters, nor to citizens on the Landlord and Tenant Act or other statutes.

(8) When requested by the City Solicitor, Officers of the Corporation of the City of Kingston shall provide the City Solicitor with facts and information to assist him in the performance of his duties.

(9) All by-laws, opinions, working papers and other documents arising out of the City Solicitor's employment shall be the sole property of the Corporation.

2. This amendment shall come into force and take effect on the 15th day of September, 1977.

18. That, in addition to acquisition of properties in the "Auld Subdivision" (R.41(14)77), the Cataraqui Region Conservation Authority be requested to acquire the lands known as the "Pine Woods" owned by Mr. A. B. Smith and located near the Little Cataraqui Creek between Bath Road and Princess Street.

19. That Weir and Foulds, Barristers and Solicitors, Toronto, be retained as Counsel to represent the City of Kingston at the September 19, 1977 O.M.B. Hearing of Township of Kingston Zoning By-Law No. 77-26 concerning the Norman Rogers Airport.

20. Whereas by clause 15 of Report No. 15, 1977, Council authorized the sum of $25,000. to be paid to Mr. Garnett Carr, a tenant of 220 Princess Street, in full settlement of any claim he may have arising from the expropriation of 220 Princess Street, subject to having him sign a release;

And Whereas Mr. Carr had agreed to move on or before August 1, 1977, as a condition of settlement but, through no fault of his own, has been unable to move;

That, as recommended by the Clerk-Comptroller, the agreement with Mr. Carr be extended until September 30, 1977.

21. That, as concurred in by the City Administrative Association, effective January 1, 1977 the salaries and salary ranges, both minimum and maximum of Executive, Professional, Department Heads, Supervisory Personnel, Confidential and other Non-Union Personnel of the City of Kingston be increased as follows:

(A) For employees in salary groups up to and including Group Number 16-12 by 8.2%.

(B) Balance of salary groups as follows:

Group No.	1976 Range	1977 Range	% Increase
17-13	17,794. - 21,669.	19,218. - 23,403.	8.0
18-14	18,742. - 22,870.	20,204. - 24,654.	7.8
19-15	19,703. - 24,090.	21,200. - 25,921.	7.6
20-16	20,564. - 25,211.	22,086. - 27,077.	7.4
21-17	21,423. - 26,339.	22,965. - 28,235.	7.2
22-18	22,369. - 27,554.	23,935. - 29,483.	7.0
23-19	23,331. - 28,681.	24,918. - 30,631.	6.8
24-20	24,195. - 29,806.	25,792. - 31,773.	6.6
25-21	25,049. - 31,018.	26,652. - 33,003.	6.4
26-22	25,909. - 32,225.	27,515. - 34,223.	6.2
27-23	26,792. - 33,348.	28,400. 35,349.	6.0
28-24	27,817. - 34,577.	29,430. - 36,582.	5.8
29-25	28,684. - 35,703.	30,290. - 37,702.	5.6

- and -

That for the year 1977 additional days of vacation be granted to Salary Groups 17-13 to 29-25 as follows:

Salary Groups 17-13 and 18-14	1 day
Salary Groups 19-15 and 20-16	2 days
Salary Groups 21-17, 22-18 & 23-19	3 days
Salary Groups 24-20 to 29-25 incl.	4 days

Respectfully submitted,

(Chairman)

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Com. Res.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
010-020-02800-0000-000B	David Fairbarn	83 Gore St.	12	R	Fixtures removed			7.80	
010-090-05400-0000-000C	Maryse Smits	122 Bagot St.	12	R	Conversion			153.89	
010-110-02100-0040-001F	Dr. E. P. White	126 Sydenham St.	8	B	Business Disc.			133.54	
010-110-02100-0000-000D	Dr. J. W. Hazlett	228 Brock St.	4	C to R	Vacant			16.60	
010-110-06100-0020-001H	Dr. F. O'Connor	73 Sydenham St.	12	B	Relocated				231.68
010-110-06400-0000-000H	City of Kingston	236 Bagot St.	12	R	City Owned			358.12	
010-120-01200-0010-001M	Dr. M. C. Trotter	75 William St.	8	B	Business Disc.			142.54	
010-120-02800-0021-001E	Fozard & Colden Ins.	105 Wellington St.	10	B	Business Disc.			83.32	
010-120-09200-0030-001F	Dr. D. A. Anderson	39 Johnson St.	12	B	Business Disc.			196.12	
010-130-00400-0040-001E	Hession Foods Ltd.	159 Wellington St.	12	B	Relocated			127.37	
010-130-02800-0050-001F	Fergus O'Connor	151 Wellington St.	10	B	Relocated				117.11
010-130-04500-0010-001A	D. M. Discount Flower Supply	239 Ontario St.	10	B	Relocated				166.33
010-130-04500-0020-001E	Superior Lithographers	237 Ontario St.	12	B	Relocated			290.87	
010-130-05600-0010-001G	Moses Sugarman	Brock St.Parking	12	B	Reduced Area			165.95	
010-130-06400-0010-001H	Williamson Adjustment Co.	343 King St. E.	10	B	Relocated			331.71	
010-130-06500-0060-001D	Roy Lingen	347 King St. E.	12	B	Relocated			157.41	
010-130-10100-0070-001H	Charlotte Dorn	68 Princess St.	12	B	Relocated			62.30	
010-140-05900-0010-001F	Julias Sugarman	296 Princess St.	12	B	Reduced Area			53.04	
010-140-08400-0000-000F	City of Kingston	218 Princess St.	12	R & C	City Owned			252.17	
010-140-09200-0040-001K	Uniform Shop	20 Montreal St.	9	B	Relocated			379.85	

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Com. Res.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
020-030-00600-0000-000H	Alcan Employees Credit Union	850 Princess St.	11	R	Demolished			622.75	
020-070-01100-0000-000B	S. Fotopoulos & D. Dragonas	490-492 Princess St.	12	R & C	Demolished			840.63	87.87
020-050-05600-0010-001D	Victory Motors Inc.	543 Victoria St.	9	B	Relocated			216.89	
020-060-11800-0000-000A	Thomas E. Smith	558 Princess St.	10	C	Demolished			354.06	
020-060-11800-0040-001C	Associated T.V. Services	558 Princess St.	10	B	Business Disc.			65.38	
020-070-01200-0000-000M	S. Fotopoulos & D. Dragonas	350 University	12	R	Demolished			87.94	
020-080-12000-0000-000B	E. M. Waters	593 Johnson St.	12	R	Apartment Rem.				137.24
020-070-01100-0030-001M	Robert McMaster	490 Princess St.	12	B	Business Disc.			292.26	
020-100-00300-0020-001H	Francis Dee	181 Alfred St.	12	B	Business Disc.			15.38	
020-110-07900-1060-001K	Q L Systems Ltd.	322 Brock St.	8	B	Relocated			636.85	
030-010-01400-0010-001B	Kingston Toyota Ltd.	Creighton St.	7	B	Business Disc.			28.26	
030-010-01500-0010-001M	Kingston Toyota Ltd.	24 Chatham St.	7	B	Business Disc.			978.04	
030-010-01500-0040-001A	Kingston Toyota Ltd.	24 Chatham St.	7	B	Business Disc.			14.80	
030-010-01800-0010-001E	298839 Ontario Ltd.	523 Princess St.	10	B	Business Disc.			149.98	
030-030-08100-0030-001E	Canaden Products Ltd.	449 Princess St.	8	B	Business Disc.			136.90	
030-030-09300-0070-001C	Bernie Dobbin	477A Princess St.	8	B	Reduced Area	54.86			
030-030-1000-0010-001H	Snowden	Princess St.	7	B	Business Disc.				169.62
030-030-10300-0010-001B	Connie Carquez	499 Princess St.	12	B	Business Disc.			184.58	
030-030-10700-0010-001E	Kingston Toyota Ltd.	Chatham St.	7	B	Business Disc.			52.94	
030-040-00600-0030-001B	Dominion Readers' Service	423 Princess St.	12	B	Business Disc.			80.51	
030-040-00600-0060-001C	Kingston Import & Export	417 Princess St.	12	B	Business Disc.			237.83	

SCHEDULE A

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Public	Separate	Public	Separate
030-060-00200-0000-000M	City of Kingston	80 York St.	12	R	City Owned			230.47	
030-080-08400-0010-001E	Josephine Newman	225 Princess St.	12	B	Business Disc.			486.17	
030-080-08500-0011-001H	Thomas Elliott Ltd.	227 Princess St	12	B	Business Disc.			234.27	
030-080-06000-0010-001H	Kenneth Phillips	293 Princess St.	10	B	Relocated			160.63	
030-080-08600-0050-001F	Sherwin Williams	233 Princess St	12	B	Relocated			1,158.87	
030-080-08800-0010-001H	Robert Patte	239 Princess St.	12	B	Relocated			678.89	
030-080-09900-0090-001B	T. Newton & R Onyons	310 Bagot St.	12	B	Offices Divided			636.00	
030-080-10400-0050-001H	Aaron Kizell	165 Princess St.	11	B	Business Disc.			850.79	
030-080-11500-0075-001C	Madison Furniture	39 Montreal St.	12	B	Area Reduced			234.27	
030-090-03200-0011-001A	Dovers Limited	207 Wellington St.	10	B	Relocated			145.24	
030-090-00600-0010-001H	George Senis	311 Bagot St.	8	B	Business Disc.			157.93	
030-100-01901-0000-000B	City of Kingston	19 Queen St.	12	R	City Owned			279.41	
030-100-02600-0000-000D	Greenwood Bros. Limited	235 Wellington St.	10	R	Demolished				271.70
030-100-02700-0000-000B	Greenwood Bros. Limited	237 Wellington St.	10	R	Demolished				242.66
030-100-02700-0020-001G	Amey's Taxi	237 Wellington St.	10	B	Relocated				77.49
030-100-07500-0000-000B	City of Kingston	381 Bagot St.	12	R	City Owned			724.04	
030-110-01100-0000-000M	City of Kingston	90 Bay St.	12	R	City Owned			312.74	
030-110-04200-0010-001A	Gildon Realty Ltd.	409 Bagot St.	12	B	Business Disc.			30.76	
030-110-04300-0010-001L	Frontenac Auto Electric	417 Bagot St.	12	B	Business Disc.			740.64	
030-110-08100-0010-001B	Mike Elik Limited	55 Rideau St.	11	B	Business Disc.			1,269.01	
030-090-05600-0000-000C	Henry Daryan	371 King St. E.	12	C	Building Removed	21.00			

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O.,1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Public	Separate	Public	Separate
030-140-03400-0020-001H	Henry Whiteman	143 Bay St.	12	B	Business Disc.			119.21	
040-010-02200-0020-011K	Claude Neon Ltd.	Montreal St.	12	B	Sign Removed			15.38	
040-010-04100-0030-001K	Claude Neon Ltd.	Montreal St.	12	B	Sign REmoved			15.38	
040-010-18800-0000-000C	Edifax Development Co.	499 Montreal St.	12	C to R	Vacant			59.56	
040-010-19400-0010-001K	Travelways Maple Leaf Ltd.	575 Montreal St.	12	B	Relocated			2,368.06	
040-020-00100-0040-001H	Heppelshore Limited	Box 1628	12	B	Relocated			32.30	
040-020-01500-0010-001G	Kingston Creamery	12 Cataraqui	12	B	Error			1,162.88	
040-020-01800-0010-001A	Donald Collette	70 Cataraqui	12	B	Bus. Discontinued			233.81	
040-020-05700-0010-001B	William Wilkinson	14 James St.	12	B	Bus. Disc.			73.83	
040-020-15200-0000-000G	City of Kingston	4 Corrigan St.	12	R	City Owned			195.72	
040-020-15300-0000-000E	City of Kingston	6 Corrigan St.	12	R	City Owned			215.59	
040-020-15400-0000-000C	City of Kingston	8 Corrigan St.	12	R	City Owned			114.18	117.63
040-020-15500-0000-000A	City of Kingston	10 Corrigan St.	12	R	City Owned				238.90
040-020-15600-0000-000L	City of Kingston	12 Corrigan St.	12	R	City Owned			241.82	
040-020-15700-0000-000H	City of Kingston	14 Corrigan	12	R	City Owned			234.73	
040-030-03000-0020-001K	Myrtle Cross	303 Montreal St.	12	B	Business Disc.			119.98	
040-030-08100-0030-0016	Ariel Swain	235 Montreal St.	12	B	Business Disc.			382.24	
040-040-09400-0020-001L	Fred Light	214 Montreal St.	12	B	Business Disc.				64.62
040-040-13700-0010-001C	Catherine Bertrim	254 Montreal St.	12	B	Business Disc.			84.60	
040-060-06200-0000-000F	John Hewett	93 Cherry St.	8	R	Fire			282.71	

SCHEDULE A

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months	Bus. Res. Com.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
040-100-06600-0010-001F	Kingston Auto Transmission	155 Fraser St.	12	B	Relocated			501.46	
040-100-08900-0010-001E	Monaghans Auto Body	388 Patrick St.	12	B	Error				237.98
040-100-10300-0000-000C	City of Kingston	Duff St.	12	R	City Owned			215.48	
040-100-11100-0010-001E	Eastern Generator	398 Patrick St.	12	B	Decreased Area			110.75	
040-110-22201-0010-001B	Ruth Bilow	143 Hagerman St.	10	B	Relocated			15.38	
040-110-22300-0010-001L	Ruth Bilow	Hagerman St.	10	B	Relocated			255.73	
040-130-07100-0000-000E	City of Kingston	Montreal St.	12	C	City owned			79.65	
040-140-00100-0030-001G	Beatrice Foods (Ontario) Ltd.	1155 Division St.	9	B	Relocated			107.87	
040-140-06910-0020-001A	Camillo Santin	79 Weller Ave.	12	B	Bus. Disc.				18.92
050-020-11700-0020-001E	Mr. A. E. Lecomte	575 Princess St.	12	B	Relocated			219.19	
050-030-02900-0010-001C	Wilmut Embury	629 Princess St.	12	B	Relocated			207.66	
050-040-08600-0000-000F	Paisley Hotel Ltd.	30 S. Bartlett St.	9	R	Demolished			124.99	
050-040-09500-0010-001F	Gus Poulos	663 Princess St.	12	B	Bus. Disc.			1,765.85	
050-040-11300-0010-001H	Robert Chippier Ltd.	681 Princess St.	12	B	Bus. Disc.				991.30
050-050-03100-0140-001H	Quintin & Bourassa	797 Princess St.	10	B	Relocated			362.76	
050-050-03100-0180-001B	F. G. Edwards Real Estate	797 Princess St.	12	B	Business Disc.			208.43	
050-050-07200-0000-000M	Dacon Corporation Ltd.	12 Drayton St.	10	R	Demolished			404.22	
050-050-07300-0030-001G	Edward Johns	837 Princess St.	12	B	Relocated			698.34	
050-070-11500-0000-000G	William Kay	384 Nelson St.	10	R	Fire			29.55	
050-130-12400-0020-001F	Briteway Bldg. Maint.	25 Hillcrest AVe.	12	B	Bus. Disc.			15.38	
050-140-18300-0010-001B	Smith Bldg. Systems	45 Counter St.	11	B	Relocated			54.99	
060-010-01400-0010-001H	Thomas N. Shea Ltd.	391 Bath Rd.	12	B	Bus. Disc.			596.05	

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O. 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund Public	Cancellation Pub.	Cancellation Sep.
060-050-00300-0000-000L	Dieter Sinn	610 Counter St.	9	C to R	Bus. Disc.		13.83	
060-050-00300-0020-001D	Dieter Sinn	610 Counter St.	9	B	Bus. Disc.		32.30	
060-102-00900-0250-001A	Holway & Hutchison Ins.	1082 Princess St.	11	B	Bus. Relocated		22.56	
060-102-00900-0251-001F	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated			209.47
060-102-00900-0252-001M	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated		14.10	
060-102-00900-0253-001E	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated			16.61
060-120-0040-0010-001K	Serva Car Ltd.	914 Princess St.	9	B	New Operation	1,065.40		
060-120-00600-0010-001E	Imperial Oil	910 Princess St.	9	B	New Operation	1,179.61		
060-220-01900-0000-000L	Patrick Pickett	312 Palace Rd.	12	R	Assess. Error			766.81
070-070-12200-0020-001H	John Potter	430 Union St.	12	B	Business Disc.		23.07	
070-080-11900-0000-000H	City of Kingston	Yonge St.	12	R & C	City Owned		8,677.51	472.00
						$ 2,320.87	36,947.79	4,635.94

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 15 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 7 to 15 their third reading.

(C) That By-Laws 7 to 21 be given their third reading.

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 93: Davis Tannery Redevelopment Site - Orchard St.)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9063)
Clause 6 (A), Report No. 78, 1977

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9064)
Clause 6 (B), Report No. 78, 1977

(3) A By-Law to Provide for the Licensing and Regulating of Public Halls

(FIRST AND SECOND READINGS) (PROPOSED NO. 7131)
Clause 1, Report No. 81, 1977

(Note: This is an re-enactment in new form of By-Law No. 7131)

(4) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks under the Provisions of Section 7 of the Local Improvement Act (Petitions)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9066)
Clause 3, Report No. 82, 1977

(5) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston

(FIRST AND SECOND READINGS) (PROPOSED NO. 9067)
Clause 9 (B), Report No. 83, 1977

(6) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 Feet and on the South Side of Kirkpatrick Street from Brant Avenue Easterly 453.2 Feet under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9068)
Clause 11 (B), Report No. 83, 1977

(7) A By-Law to Repeal By-Law No. 4681, "A By-Law to Authorize the Execution of an Agreement with Douglas L. Hardtman, Q.C."

(THREE READINGS) (PROPOSED NO. 9069)
Clause 17 (A), Report No. 83, 1977

BY-LAWS (Cont'd)

(8) A By-Law to Amend By-Law No. 3, "A By-Law Respecting Certain Officers of the Corporation" (Full Time City Solicitor)

(THREE READINGS) (PROPOSED NO. 9070)
Clause 17 (B), Report No. 83, 1977

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 3, 15, 16 and 18, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9071)
Clauses 3, 15, 16, and 18, Report No. 79, 1977

(10) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 5, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9072)
Clause 5, Report No. 79, 1977

(11) A By-Law to Dedicate Certain Lands as Part of Lower Union Street

(THREE READINGS) (PROPOSED NO. 9073)
Clause 8, Report No. 79, 1977

(12) A By-Law to Dedicate Certain Lands as Parts of Weller Avenue

(THREE READINGS) (PROPOSED NO. 9074)
Clause 10, Report No. 79, 1977

(13) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Clauses 14 and 17, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9075)
Clauses 14 and 17, Report No. 79, 1977

(14) A By-Law to Authorize the Execution of an Agreement with Ontario Development Corporation (Loan Agreement: $131,250.00 - Industrial Park Services)

(THREE READINGS) (PROPOSED NO. 9076)
Clause 13, Report No. 83, 1977

(15) A By-Law to Confirm the Proceedings of Council at Its Meeting held on August 8, 1977.

(THREE READINGS) (PROPOSED NO. 9077)
City Council Meeting No. 21

(16) A By-Law to Authorize the Execution of an Agreement with Dacon Corporation Limited (Subdivision: Glenarden South)

(THIRD READING) (PROPOSED NO. 7926)
Clause 1, Report No. 29, 1974

and

Clause 3, Report No. 43, 1974

(17) A By-Law to Authorize the Execution of an Agreement with B. & R. Construction (Subdivision: Southwest corner of McMahon Avenue and Windsor Road)

(THIRD READING) (PROPOSED NO. 8058)
Clause 2, Report No. 73, 1974

BY-LAWS (Cont'd)

(18) A By-Law to close a portion of the street allowance for North Street between Montreal Street and Sydenham Street to vehicular traffic

(THIRD READING) (PROPOSED NO. 8595)
Clause 14, Report No. 96, 1975
and
Clauses 1 and 9, Report No. 78, 1977

(19) A By-Law to Amend By-Law No. 8964, "A By-Law to Authorize the Construction of a Storm Sewer in Palace Road from Brock Street to 38 Feet South of Carruthers Avenue, including an outlet at the Corporation's expense, under the Provisions of section 7 of the Local Improvement Act (Petition)" (Revise description of work, reduce cost and revise title of By-Law)

(THIRD READING) (PROPOSED NO. 9025)
Clause 12, Report No. 53, 1977

(20) A By-Law to Authorize the Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-way (General Rate)

(THIRD READING) (PROPOSED NO. 9038)
Clause 14, Report No. 65, 1977

(21) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 2.5 acre parcel of land located at the northwest corner of Montreal and Briceland Streets from A5 (One and Two Family) Residential to B1.134 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9052)
Clause 1 (B), Report No. 75, 1977

MOTIONS

The following Notices of Motion were received at Council Meeting No. 19, held July 11, 1977:

(1) Moved by Ald. Breen,
Seconded by Ald. Matthews,

That Clause 7, Report No. 71, 1977, be reconsidered.

(Note:

(a) Pursuant to Rule 27 of By-Law No. 1, a vote of two-thirds of the members present is required to approve the motion; and

(b) Clause 7, Report No. 71, 1977, reads as follows:

"7. That an agreement be entered into with Lamb Real Estate and Insurance Limited to manage the following residential housing units owned by the City of Kingston and any future residential housing units that are acquired by the City for a management fee of 4% of the rental charge:

61 Yonge Street
97 Yonge Street
99 Yonge Street
101 Yonge Street
Calvin Park House
30 Rideau Street
40 Rideau Street ")

(2) Moved by Ald. Breen,
Seconded by Ald. Matthews,

That the houses at 61, 97, 99 and 101 Yonge Street and Calvin Park House be deleted from Clause 7, Report No. 71, 1977.

(Note: Motion (2) to be considered if motion(1) is carried.)

Local Govt.

CITY COUNCIL MEETING NO. 21

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, August 8, 1977 at 8:03 P.M. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb. (14)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. French,
Seconded by Ald. Gerretsen,

That the Minutes of City Council Meeting No. 19, held on July 11, 1977, and City Council Meeting No. 20, held on July 14, 1977, be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 467 and 468.

Filed

(430) From the Ministry of Housing acknowledging receipt of Council's resolution (R.77(4)77) concerning the Report of the Planning Act Review Committee, re levy of fees for processing Zoning By-Law amendments.

(431) From the Ministry of Housing enclosing remarks by the Honourable John R. Rhodes, Minister of Housing, concerning the need for municipalities to develop effective local property maintenance policies made to the inaugural meeting of Sault Ste Marie, and District Inspectors Association May 6, 1977.

(432) From the Advisory Services Branch, T.E.I.G.A., a copy of "Managers For Local Government, A Study". (#4: Recruitment and #5: Education/Training/Development).

(433) Minutes of a meeting of the Executive of the Cataraqui Region Conservation Authority held on July 13th, 1977, which notes among other things, that the Lemoine Point Advisory Board have recommended that $80,000. be provided for development of Lemoine Point Conservation Area in 1978.

(434) From Central Mortgage and Housing Corporation enclosing cheque in the amount of $5,705. which represents payment for Agency Fees for the City of Kingston for June 1977.

(435) Copies of "Background" dated July 8, 1977, July 15, 1977 and July 22, 1977 from the Honourable Darcy McKeough, Treasurer of Ontario. (Note: Copies have been distributed to each member of Council.)

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N
G-A05
M31

COMMUNICATIONS (Cont'd)

Filed (cont'd)

(436) From the Ministry of Transportation and Communications notifying of their program to convert all provincial highway signs to metric units by September 30, 1977 and that the Highway Traffic Act has been amended, effective September 6, 1977, to effect the metric conversion program and specifically provides that rates of speed expressed in mil per hour in all municipal by-laws are deemed to be converted to kilometres per hour in accordance with a table in the Act and, among other things, the statutory rate of speed in Kingston will be 50 km/h (50 kilometres per hour) unless varied by by-law on certain streets.

(437) Statement of Revenue & Expenditures for the period ending May 1977 from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of May 1977	Month of May 1976
Operating Deficit:	$654,837.	$250,171.	$55,902.	$57,266.
Debentures:	36,200.	15,083.	3,017.	3,849.
Total:	$691,037.	$265,254.	$58,919.	$61,115.

(438) From the Cobalt Fire Disaster Fund thanking the members of Council for the $1,000. provided by this City.

(439) From the City of Oshawa notifying that Council's resolution (R.60(3)77) regarding the regulation of hours of operation of car washes was received and filed.

(440) From the City of Kitchener notifying that Council's resolution (R.60(3)77) regarding the regulation of hours of operation of car washes was endorsed.

(441) Copies of Minutes of meetings of the Kingston Suburban Road Commission for April, May, June and July, 1977.

(442) From the Senior Citizens' Council of Kingston and Area thanking Council for their Grant for 1977.

(443) Statement of Estate Account of Stuart M. Polson Estate for the period June 4, 1974, to June 4, 1977 by the Canada Permanent Trust Company and notice that arrangements are being made to have the accounts audited in the Surrogate Court and that the City will be notified of the date.

(444) From the City of St. Catherines notifying that Council's resolution requesting amendments to the Dog Licencing and Poultry Protection Act was "received".

(445) Copy of "Ontario Traffic", Vol 77-III, published by the Ontario Traffic Conference.

COMMUNICATIONS (Cont'd)

Referred to the Public Works Committee

(446) From the City of Windsor requesting that their resolution requesting that The Public Transportation and Highway Improvement Act be amended to reduce the amount of the required contribution for Suburban Roads be endorsed.

Referred to the Public Works Committee and the Public Utilities Commission

(447) From C.M.H.C. notifying of a 50% grant available to municipalities for planning Water and Sewer Systems under the "REGIONAL Sewage/ Water Plan".

Referred to the City of Kingston Planning Board

(448) From Thomas Smith, applying for a Zone Change from A(Residential) to C(Commercial) on his property at 459 & 463 Frontenac Street.

(449) From S. Anglin Co. Limited applying for an Official Plan amendment and a zone change for their property (3.6 ± acres) at 771 Division Street to permit the construction of a 100 unit apartment building.

(450) From Mrs. Vibeke Busk applying for an Official Plan amendment and a zone change from A1 (one family Residential) to C (Commercial) on her property at 1335 Princess Street.

Referred to the Housing Sub-Committee

(451) Copy of speech of Mr. R.V. Hession, President, C.M.H.C., to the Canadian Association of Housing and Renewal Officials, Fredricton, N.B., June 28, 1977.

(452) Notice of 25th Annual Housing Conference to be held in Niagara Falls, Ontario, on September 10 - 13, 1977.

Referred to the Transportation Committee

(453) From the Public Utilities Commission requesting certain bus stops to be established in the "Woolva" subdivision area and the deletion of bus stops in the Strathcona Park subdivision area.

Referred to the Community Services Committee

(454) From the Hon. W. Darcy McKeough, Treasurer of Ontario, enclosing First Reading copy of "An Act Respecting Municipal Elections", which among other things, changes Election Day to the third Monday in November.

(Note: Copy of "Act Respecting Municipal Elections" has been distributed to each member of Council.)

Referred to the Finance and Accounts Committee

(455) From the City of Windsor requesting that their following resolution be endorsed:

COMMUNICATIONS (Cont'd)

Referred to the Finance and Accounts Committee (Cont'd)

(455) (Cont'd)

> "....that the Province be strongly urged to use market value assessments for the purpose of resource equalization grant calculations for the year 1978, and further that the Province provide to all municipalities the details of the grant formula, prior to its adoption, for municipal input and comment".

(456) From C.P. Rail notifying that they are considering the sale of the land at the Division Street Overpass and if it is sold the location of the requested fence will change. When decision concerning the sale has been made they will notify the City.

(457) From the Borough of North York requesting that their resolution requesting the Provincial Government to cease charging Ontario Municipalities the Provincial Sales Tax on items for which the Federal Government does not charge a Federal Sales Tax.

Filed

(458) From the International Reference Group on Great Lakes Pollution from Land Use Activities (PLUARG), International Joint Commission, notifying of OPEN House meeting to be held in Kingston on August 18, 1977, at the Portsmouth Olympic Harbour and inviting interested persons to attend.

Referred to the Finance and Accounts Committee for consideration at a special Meeting on August 8, 1977, following this Council Meeting

(459) From the Kingston Public Library Board requesting authorization for the refinishing of existing library furniture to be reused in the new public library by purchase orders in total amount of $4,652.06.
(Note: Copy of correspondence distributed to each member of Council.)

Referred to the Transportation Committee

(460) From the Kingston Housing Authority notifying of problems of interpretation of the Loading Zone Signs erected on Bagot Street and on William Street at Marion Earl Manor and requesting revised regulations.

Referred to the City of Kingston Planning Board and the Community Services Committee

(461) From the Canadian Council on Social Development notifying of their Annual Meeting/Conference to be held in Ottawa on September 25 to 27, 1977 on Social Development in a Pluralist Society and enclosing June 1977 issue of their Bulletin, "Social Development".

Which Had Been Referred to the City of Kingston Planning Board

(462) From the Honourable John R. Rhodes, Minister of Housing, enclosing check for $65,000. in response to the City's application for a grant under the OHRP (Rental) program and notifying that the demand for funds exceeded the $2,000,000. allocation for this experimental program and that the $65,000. represents the City's total allocation.

COMMUNICATIONS (Cont'd)

Filed

(463) From Mr. G. William Gorrell, Q.C., Inquiry Officer, notifying that a Hearing will be held on Monday, August 15, 1977, at 10:30 a.m. in the Court Room, Court House, Kingston, to determine whether the taking of the land (220 and 222 Princess Street) is fair, sound and reasonably necessary in the achievement of the ojectives of the City of Kingston.

(464) Copy of Booklet "Provincial Financial Assistance to Municipalities, Boards and Commissions" dated July 1977 prepared by the Local Government Division, Subsidies Branch, T.E.I.G.A.

(465) Copy of "Proposed Amendments to the Constitution of the Association of Municipalities of Ontario".

(466) Copy of "Resolution, Proposals and First Report of the Legislation and Resolutions Committee" to be considered at the Annual Conference of the A.M.O. which includes City of Kingston resolutions concerning:

AL-1 re: Authority on temporary closing of streets.
(Recommended)

PD-4 re: Permission to control height of buildings.
(Not recommended)

Referred to City of Kingston Planning Board

(467) From the Association of Women Electors of Kingston Area expressing concern of the decision of the Planning Board to recommend to Council that the larger part of the Davis Tannery property be developed through development control rather than under a plan of subdivision and requesting that the resolution (Clause 6, Report No. 78, 1977) be referred back to the Planning Board for serious reconsideration.

(Note: Copy of letter distributed to each member of Council with the Council Agenda)

(468) From Mr. R. A. Little, Solicitor for the Davis Tannery Project, commenting on the letter from the Association of Women Electors (Communication 467) and noting that "rather than hasty action the Planning Board and the appropriate departments of the City have given very deliberate consideration to the application".

(Note: Copy of letter distibuted to each member of Council .)

PETITIONS

Referred to the City of Kingston Planning Board and to the Finance Committee

(1) Presented by Mrs. A. Lillis, having 48 signatures, and stating:

"We, the undersigned residents, who live in the vicinity of the parcel of land which was severed recently by the Committee of Adjustment and jointly owned by Mr. J.A. Wehman, Mr. J.C. Wehman, Limestone Homes Ltd., and Frank and Joan Szalay on the West side of Division Street and South of the Public Utilities, land known as Fray Street, respectfully request that before a building permit is issued by the city the residents in the immediate vicinity be allowed to discuss it with members of Council."

Which Had Been Referred to the City of Kingston Planning Board

(2) Presented by Mr. Bill Den Ouden, having 28 signatures, and stating (in connection with rezoning of 4.9 acres of land north of Elmwood Street and West of Sir John A. Macdonald Boulevard):

"We, the undersigned, hereby petition and object to the zoning change from B1 to B3.133 as per SCHEDULE 'A', by-law No. 9046 dated July 11, 1977, Map 21, given First and Second Reading the 27th day of June, 1977, and given Third reading and finally passed on the 11th day of July, 1977, by the Corporation of the City of Kingston, for the following reasons:

1. Included in the area for zoning change are approximately 150 dwelling units already constructed, this build up area is included in the total 4.9 acres of land for zoning change.

2. An existing swimming pool, play area and parking lot are included in the same parcel of land for zoning change.

3. The area left for the construction of another approximately 79 dwelling units is less than one acre of vacant land.

4. Therefore, the density will be approximately 79 dwelling units per acre of land.

5. Traffic congestion in the area will be higher.

6. No sidewalks are constructed on either side of Elmwood Street, causing people to walk on lawns.

7. Parking is already a problem and will be increased further.

8. Snow build-up in the winter is already a concern and will be worse.

9. The view will be blocked with the construction of another large building on such a small portion of land, creating a feeling of overcrowding.

10. Due to the high density of dwelling units in the immediate area, some vacant land is needed for parkland and recreation, as none exist now."

REPORTS

Ald. Mackenzie presented Report No. 78 of the Planning Board as follows:

Council consented to the amendment of Clause 11 by adding, twice, the word "(Rental)" after the phrase "Ontario Home Renewal Programme" in the first and third paragraphs.

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 78 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 78

July 19, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

Ald. Gerretsen declared a conflict of interest in Clause 1 since he acts for one of the property owners.

1. WHEREAS upon recommendation of the Planning Board (Report No. 96, October 7, 1975) Council on October 14th, 1975 gave two readings to By-Law 8595 to close North Street to vehicular traffic between Montreal Street and Sydenham Street in order to implement the Neighbourhood Improvement Program which provides for development of this portion of North Street as a public park; and

WHEREAS Thomas Black and Phyllis Black, the owners of 168 Montreal Street which property abuts North Street have objected to the street being closed; and

WHEREAS the owners have agreed to withdraw their objection in consideration of being granted an encroachment and right-of-way over a portion of North Street as shown on a plan dated June 15, 1976 prepared by the Planning Department; and

WHEREAS Planning Board is of the opinion that the granting of the requested encroachment and right-of-way will not prejudice unduly implementation of the Redevelopment Plan;

THEREFORE BE IT RESOLVED that Thomas and Phyllis Black be sold an encroachment and granted a right-of-way over the North Street road allowance as shown on a plan dated July 19, 1977 prepared by the Planning Department and entitled North Street between Montreal and Sydenham Streets.

CARRIED 13:0
(Ald. Gerretsen abstained)

2. That the following resolution of the Ontario Association of Property Standards Officers be endorsed:

"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since January, 1975 and

WHEREAS we are aware of the benefits of this program to property owners and our municipality;

WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:

a) The Ontario Home Renewal Program be continued,

REPORTS

Report No. 78 - Planning Board (Cont'd)

2. (Cont'd)

b) The funding be increased,

c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law."

CARRIED

3. WHEREAS Council granted Development Control approval to Ontario Housing Corporation with respect to the Senior Citizens project at Bagot, Barrack, Ordnance and Rideau Streets (see Report No. 54, May 17, 1977) subject to the following conditions:

a) that the design architect be the on-site structural architect, responsible for the full implementation re plans and specifications;

b) that the project be constructed under the system of tendering, rather than the 'modified tender call' method;

c) that construction should proceed according to the design plan; and

WHEREAS Planning Board has now received a satisfactory explanation of the proposals from the Ontario Housing Corporation;

THEREFORE BE IT RESOLVED that the first two conditions above, relating to the retaining of the architect during the entire period of construction and the methods of tendering, be withdrawn, on the understanding that the building conforms to the approved design plan.

CARRIED

4. WHEREAS Council approved Development Control for a restaurant operated by Mario Gencarelli at Nelson and Princess Streets in November, 1976; and

WHEREAS one of the conditions of such Development Control was the erection of a screen fence on the easterly boundary of the property; and

WHEREAS the applicant has requested the above condition be deleted as it is unnecessary between two commercial properties and would involve considerable expenditure;

THEREFORE BE IT RESOLVED that the applicant not be required be erect a screen fence on the easterly boundary of the property at Nelson and Princess Streets and that concrete curbing be required in its place.

Referred back to committee
(See following motions)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 4, Report No. 78, be amended by adding thereto:

REPORTS

Report No. 78 - Planning Board (Cont'd)

4. (Cont'd)

"and

That the applicant be required to extend the cement block fence four feet southerly along the westerly lot line of 518 Albert Street and to construct a four foot high chain link fence six feet along the south east lot line abutting the four foot cement block fence."

Referred to the Planning Board
See following motion

Moved by Ald. Mackenzie,
Seconded by Ald. Timmins,

That Clause 4, Report No. 78, and motion of Ald. Hawkins and Ald. Matthews be referred to the City of Kingston Planning Board.

CARRIED

5. WHEREAS Council approved Development Control for a 136 unit townhouse development by J. Fern Incorporated at the corner of Sir John A. MacDonald Boulevard and Counter Street; and

WHEREAS one of the conditions of such approval was that the lighting of the interior of the site be provided to the satisfaction of the City; and

WHEREAS the applicant has submitted plans for the lighting of the site, which plans have been examined by the Site Plan Committee and are considered to be satisfactory.

THEREFORE BE IT RESOLVED that Street Lighting Plan:

Scale 1" = 30' Dated July 1977

be approved.

CARRIED

August 2nd, 1977.

6. WHEREAS an application has been submitted to the City of Kingston to amend the Official Plan and Zoning By-Law No. 8499 for an approximately 36.4 acre site formerly occupied by the Davis Tannery on the east side of Rideau Street, north of River Street; and

WHEREAS the application has been submitted in order to permit the redevelopment of this site for multiple family residential purposes at high density, a hotel and some service commercial facilities; and

WHEREAS redevelopment of this idle waterfront industrial site would remove a potentially serious blighting influence from a part of the City which is presently being revitalized; and

WHEREAS this proposal, if developed, would create an important new reservoir of centralized housing and would thereby do much to assist the City in meeting its particular housing needs; and

WHEREAS the relationship between this site and the waterfront, the central area of the City, transportation routes and other community services and facilities favour permitting the proposed uses;

REPORTS

Report No. 78 - Planning Board (Cont'd)

6. (Cont'd)

THEREFORE BE IT RESOLVED that

A. The Official Plan of the City of Kingston be amended as follows:

1. By amending Schedule A-1 (Land Use and Major Streets) so as to redesignate the approximately 36.4 acre site located east of Rideau Street and north of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces as shown on Map No. 1 attached hereto.

2. By amending Schedule A-2 (Areas of Specific Treatment) so as to identify the subject site as a separate Specific Area (Number 17).

3. By amending Schedule A-3 (Areas of Potential Population Increase) so as to designate the porti of the site which is to be used for residential purposes as High Density (See Map No. 2).

4. By adding the following policies to the text of the Official Plan for Specific Area No. 17 (As Section 5-89A)

"Specific Area No. 17 (Davis Tannery Redevelopment Site)

Land uses allowed in this area shall include Multiple Family Residential, Transient Commercial, Neighbourhood Commercial and Recreation Parks and Open Spaces as shown on Schedule A-1. It is the policy of Council that not more than 790 dwelling units shall be ultimately established within this Specific Area. No Development Control approval shall be given nor any permits issued for the redevelopment or development of this area until a development agreement has been entered into for the lands designated commercial and the lands designated residential on Lots 29 to 38, inclusive, of Registered Plan C-13, formerly Lot 6, Plan B3, and Lots 7, 8, 9 and 10 of Registered Plan B3 and a Plan of Subdivision has been approved on the balance of the land."

B. Zoning By-Law No. 8499 be amended as follows:

1. By amending Zoning Map No. 17 so as to rezone the approximately 36.4 acre area of land located east of Rideau Street and north of River Street from zones M6 and M6.97 Industrial and OS 2 and OS3 Parks Open Space and Flood Plain to zones B3.135 Multiple Family Residential, C2.136 Arterial Commercial, P General Recreation Park and P2 Water Area Park as shown on a copy of Zoning map. No. 17 which is attached hereto as Schedule "A".

2. By adding the following as Section 135:

"135. On the approximately 26.4 acre parcel of land located east of Rideau Street and north of River Street and designated B3.135 on Zoning Map. No. 17 attached to and forming part of By-Law No. 9064 as Schedule 'A', the maximum number of permitted dwelling units shall be 790."

3. By adding the following as Section 136:

REPORTS

Report No. 78 - Planning Board (Cont'd)

6. B.3, (Cont'd)

"136. On the two parcels of land consisting of approximately 4.5 acres located east of Rideau Street and north of River Street and designated C2.136 on Zoning Map. No. 17 attached to and forming part of By-Law No. 9064 as Schedule 'A', the permitted uses shall only include a hotel and accessory uses thereto and convenience retail and service commercial facilities appropriate to the nature of the development, which facilities shall be limited to a maximum area of 12,000 square feet."

C. The preceding Official Plan and Zoning amendments shall be conditional upon the applicant entering into an agreement with the City requiring the applicant to investigate and report on the existing site conditions in a manner and form satisfactory to the City and the Ministry of the Environment prior to the issuance of any building permits for the site.

(See By-Laws 1 and 2: No. 9063 and 9064) *CARRIED AS AMENDED* 13:1
(Ald. Miller opposed)
(See following motion of amendment)

Moved by Ald. Clements,
Seconded by Ald. Timmins,

That Clause 6.A., Report No. 78, re "Specific Area No. 17" be amended by inserting after the word "on" in the 3rd from the last line of the paragraph the following:

"Lots 29 to 38, inclusive, of Registered Plan C-13, formerly Lot 6, Plan B3, and"

CARRIED

7. That Council does hereby certify that By-Law No. 9064 , "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 36.4 acre site located east of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)" is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clauses 6A, 6B and 6C have been approved.

CARRIED

8. WHEREAS By-Law No. 9046, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 4.9 acre parcel of land located north of Elmwood Street and west of Sir John A. Macdonald Boulevard from B1 (Multiple Family) Residential to B3.133 (Multiple Family) Residential" has been sent to affected property owners; and

WHEREAS a Petition bearing 28 names objecting to the By-Law has been received;

THEREFORE BE IT RESOLVED that By-Law No. 9046, passed on July 11, 1977, be reaffirmed.

CARRIED 10:4
(Ald. Allmark, Ald. Hawkins, Ald. Tarnowecky, Ald. Timmins opposed)

Ald. Gerretsen declared a conflict of interest in Clause 9 since he acts for one of the property owners.

9. WHEREAS upon recommendation of the Planning Board (Report No. 96 - October 7, 1975) Council on October 14th, 1975 gave two readings to By-Law 8595 to close North Street to vehicular traffic between Montreal Street and Sydenham Street in order to implement the Neighbourhood Improvement Program which provides for the development of this portion of North Street as a public park; and

REPORTS (Cont'd)

Report No. 78 - Planning Board (Cont'd)

9. Cont'd

WHEREAS Neil and Sally McArthur, the owners of 317 and 319 Sydenham Street and Thomas and Phyllis Black, the owners of 168 Montreal Street, which properties abut North Street, have objected to the street being closed; and

WHEREAS the Redevelopment Plan for North Street has been redesigned to maintain access over North Street to the rears of the McArthur and Black properties;

THEREFORE BE IT RESOLVED that By-Law No. 8595 be presented for third reading.

(See By-Law 78: No. 8595) *CARRIED* 13:0 *(Ald. Gerretsen abstained)*

10. WHEREAS the Corporation of the City of Kingston is the owner of the property known as 90 Bay Street in the City of Kingston, which property has been acquired as part of the Neighbourhood Improvement Program;

THEREFORE BE IT RESOLVED that the property be advertised for sale by tender, it being understood that the highest bid will not necessarily be accepted, and subject to the building being repaired to a condition satisfactory to the City of Kingston.

CARRIED

11. WHEREAS notification has been received from the Minister of Housing that the City's allocation under the Ontario Home Renewal Programme (Rental) is $65,000.00, whereas the City had requested $250,000.00; and

WHEREAS this amount will not provide sufficient funds to allow all applications under the Programme to be granted;

THEREFORE BE IT RESOLVED that the City communicate its disappointment to the Minister at the reduced amount of funding available under the Ontario Home Renewal Programme (Re

CARRIED AS AMENDED

12. WHEREAS on April 5, 1977, Planning Board recommended the appointment of five persons to the Selection Committee for development of vacant Neighbourhood Improvement Program sites for moderate income housing under the Assisted Home Ownership Programme; and

WHEREAS the Committee met on April 27, 1977 and established general conditions for the proposal call, which was subsequently advertised with the deadline of July 22, 1977, for submissions of proposals; and

WHEREAS proposals were received from the following:

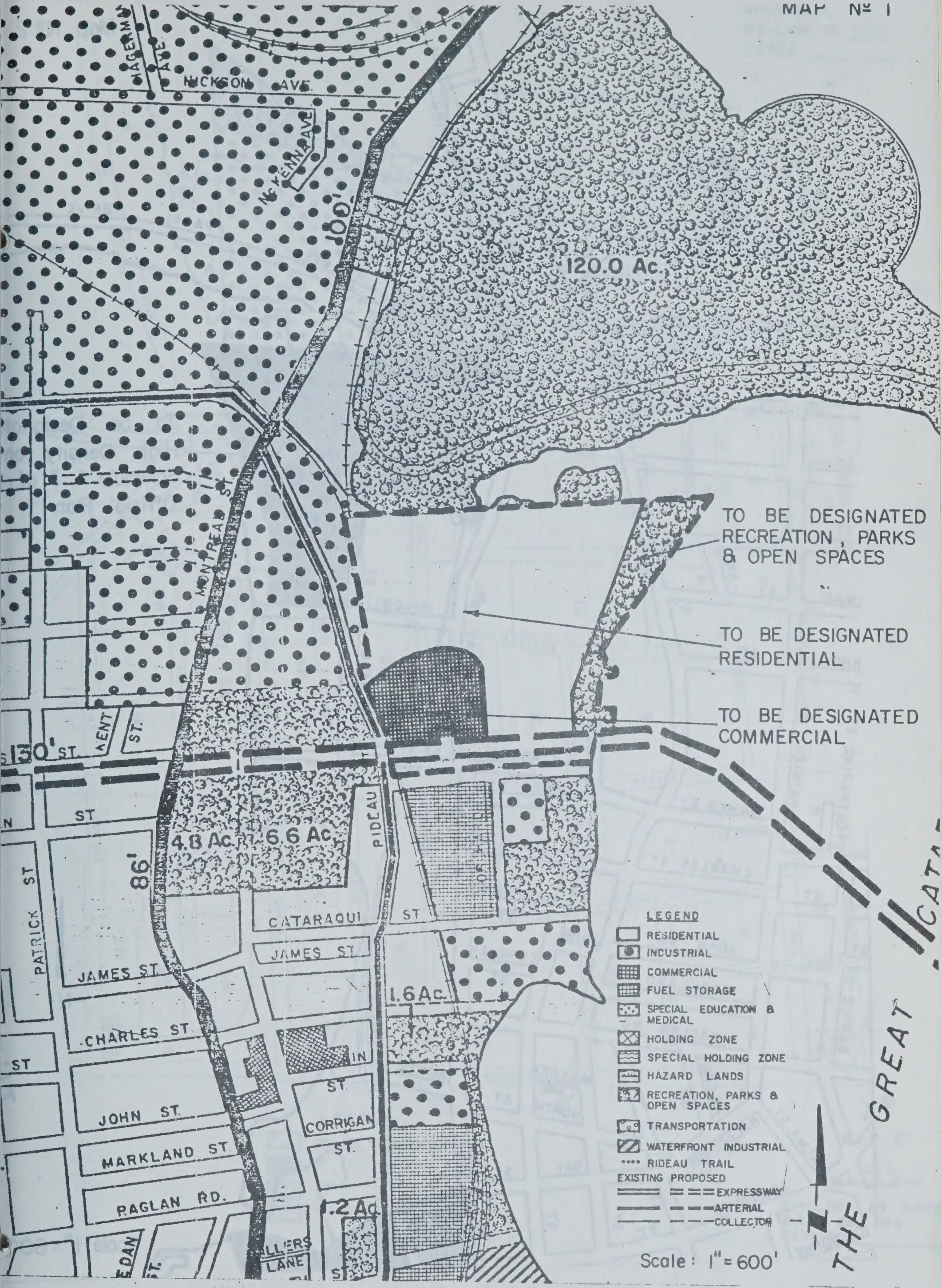
Anshea Properties Limited
Limestone Homes Limited
Bob Martin Construction Limited; and

WHEREAS the Site Selection Committee has recommended unanimously that the proposal of Bob Martin Construction Limited be accepted;

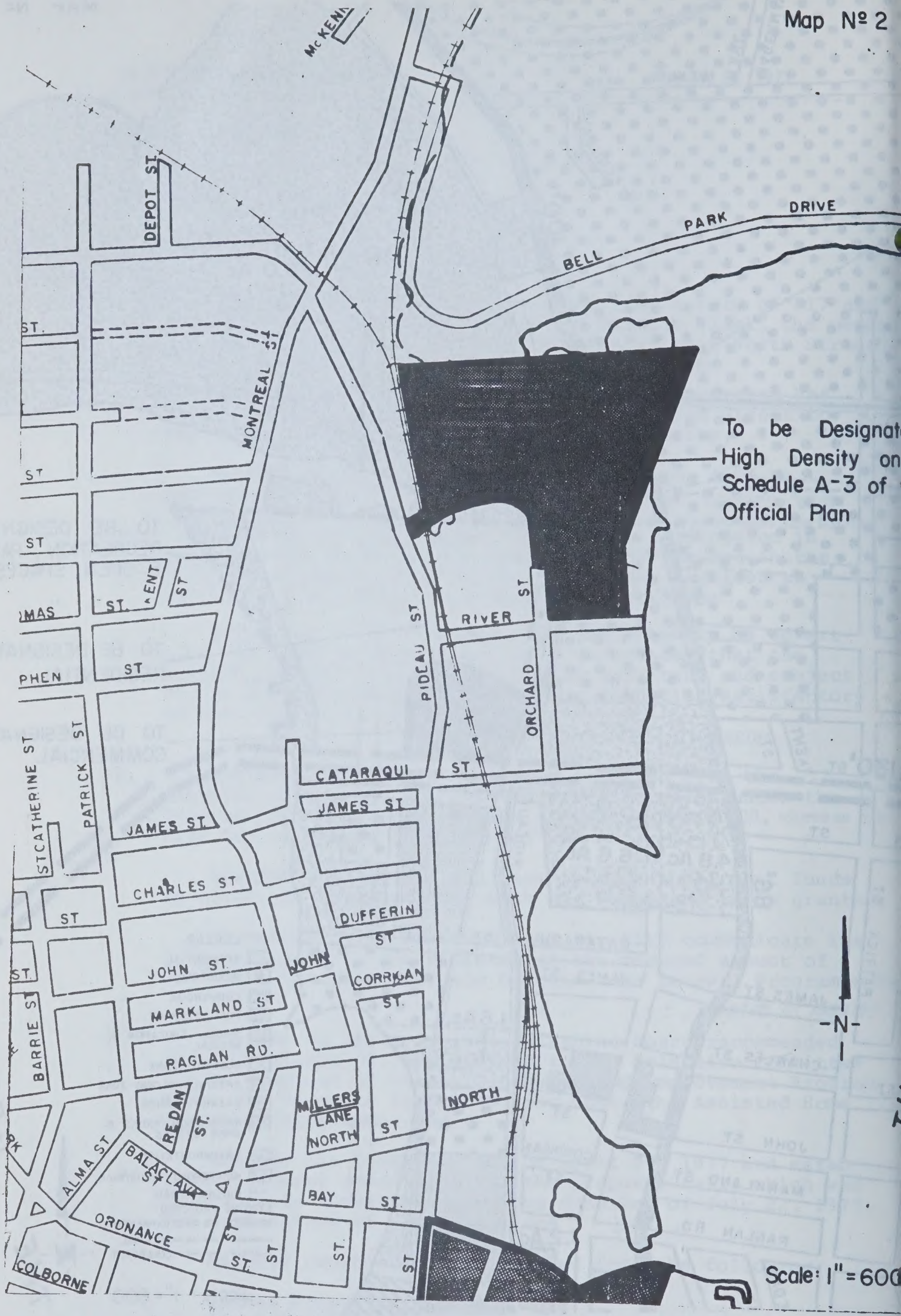
THEREFORE BE IT RESOLVED that the proposal of Bob Martin Construction Limited, for development of the vacant sites in the Neighbourhood Improvement Program area, be accepted.

CARRIED

MAP Nº 1


HAGERMAN AVE
NICKSON AVE
McKENNA AVE
100'
120.0 Ac.
MONTREAL ST.
TO BE DESIGNATED RECREATION, PARKS & OPEN SPACES
TO BE DESIGNATED RESIDENTIAL
TO BE DESIGNATED COMMERCIAL
130'
KENT ST.
ST
4.8 Ac.
6.6 Ac.
RIDEAU
86'
PATRICK ST
CATARAQUI ST
JAMES ST
JAMES ST
1.6 Ac.
CHARLES ST
ST
IN ST
CORRIGAN ST.
JOHN ST.
MARKLAND ST
RAGLAN RD.
1.2 Ac
LANE
THE GREAT CATA
LEGEND
RESIDENTIAL
INDUSTRIAL
COMMERCIAL
FUEL STORAGE
SPECIAL EDUCATION & MEDICAL
HOLDING ZONE
SPECIAL HOLDING ZONE
HAZARD LANDS
RECREATION, PARKS & OPEN SPACES
TRANSPORTATION
WATERFRONT INDUSTRIAL
RIDEAU TRAIL
EXISTING PROPOSED
EXPRESSWAY
ARTERIAL
COLLECTOR
N
Scale: 1" = 600'

Map № 2

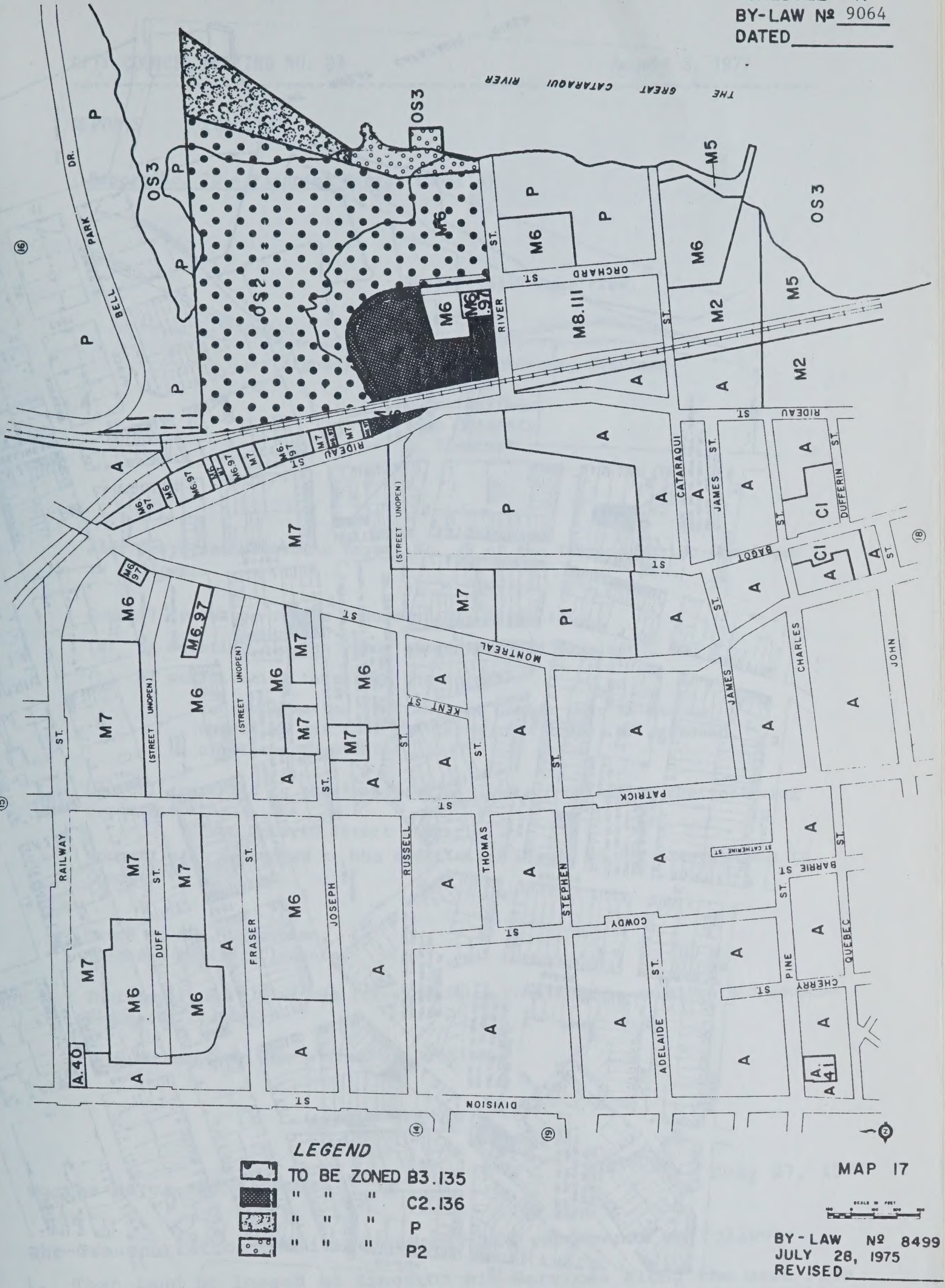


McKENZ
DEPOT ST
ST.
MONTREAL ST
BELL PARK DRIVE
ST
ST
KENT
ST
MAS
ST.
PHEN
ST
RIVER ST
PIDEAU ST
ORCHARD
ST CATHERINE ST
PATRICK ST
CATARAQUI ST
JAMES ST
JAMES ST
CHARLES ST
ST
DUFFERIN ST
JOHN ST
JOHN
CORRIGAN ST
ST
BARRIE ST
MARKLAND ST
RAGLAN RD.
REDAN ST
MILLERS LANE
NORTH ST
NORTH
ALMA ST
BALACLAVA ST
BAY ST
ORDNANCE ST
ST
ST
ST
ST
COLBORNE
RK
-N-

To be Designat
High Density on
Schedule A-3 of
Official Plan

Scale: 1" = 600

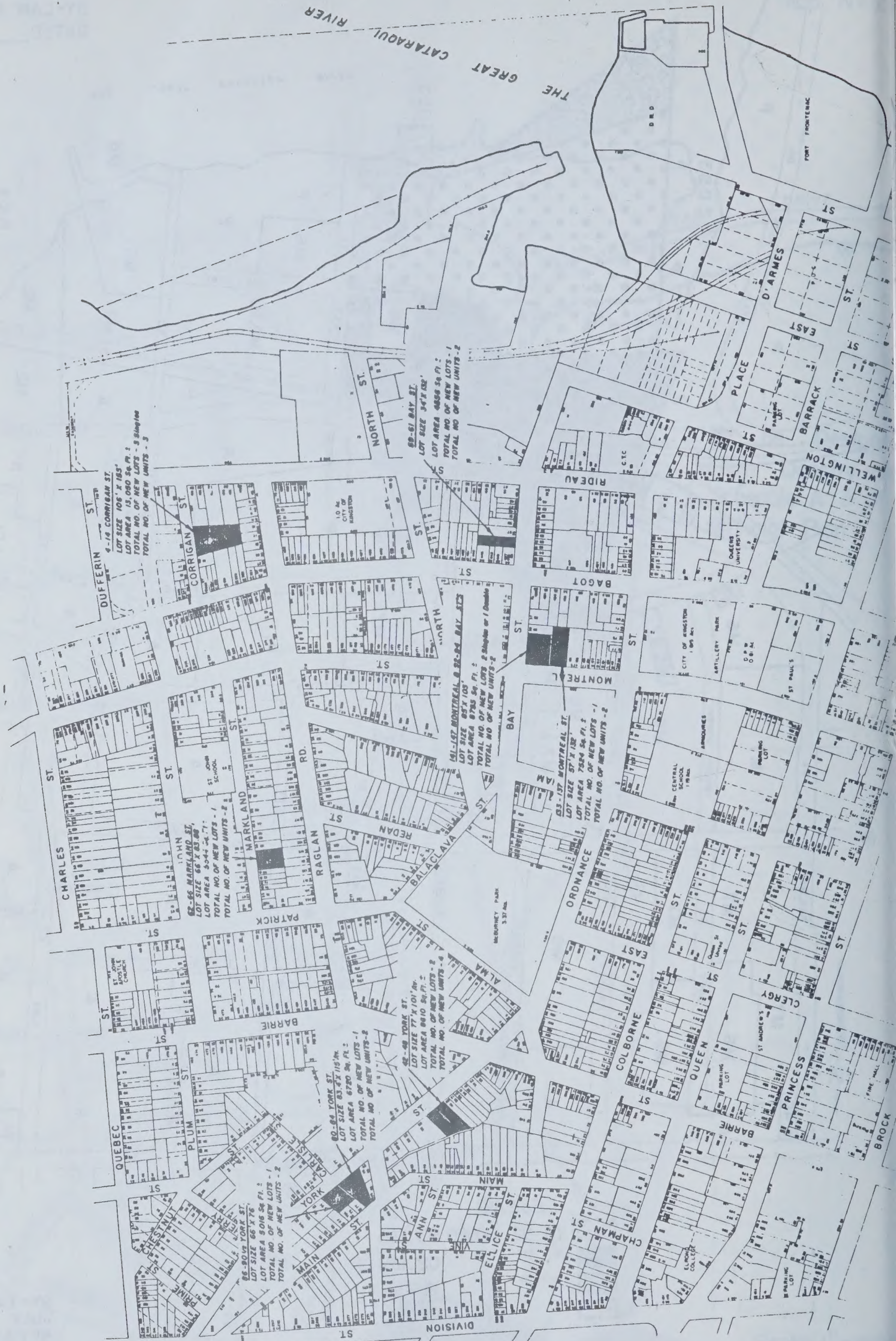
SCHEDULE A
BY-LAW № 9064
DATED__________


THE GREAT CATARAQUI RIVER
OS3
P
OS2
M6
M6 .97
M8.111
M5
M2
M7
A
PI
CI
A.40
A.41
BELL PARK DR.
RIVER ST.
ORCHARD ST.
RIDEAU ST.
CATARAQUI ST.
JAMES ST.
DUFFERIN ST.
BAGOT ST.
MONTREAL ST.
KENT ST
CHARLES
JOHN
RAILWAY ST.
DUFF ST.
FRASER ST.
JOSEPH ST.
RUSSELL ST.
THOMAS ST.
STEPHEN ST.
PATRICK ST.
ST CATHERINE ST
BARRIE ST.
COWDY ST.
ADELAIDE ST.
PINE ST.
QUEBEC ST.
CHERRY ST.
DIVISION ST.
(STREET UNOPEN)
⑮
⑯
⑭
⑲
⑱
SCALE IN FEET

LEGEND
▨ TO BE ZONED B3.135
■ " " " C2.136
▨ " " " P
▨ " " " P2

MAP 17

BY-LAW № 8499
JULY 28, 1975
REVISED__________


THE GREAT CATARAQUI RIVER
FORT FRONTENAC
D.N.D.
4-14 CORRIGAN ST.
LOT SIZE 106' X 165'
LOT AREA 15,050 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 3 Singles
TOTAL NO. OF NEW UNITS - 3
59-61 BAY ST.
LOT SIZE 34' X 132'
LOT AREA 4356 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
141-147 MONTREAL & 92-94 BAY STS.
LOT SIZE 85' X 103'
LOT AREA 8755 Sq. Ft. ±
TOTAL NO. OF NEW LOTS 2 Singles or 1 Double
TOTAL NO. OF NEW UNITS - 2
133-137 MONTREAL ST.
LOT SIZE 57' X 132'
LOT AREA 7524 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
62-66 MARKLAND ST.
LOT SIZE 66' X 83.00
LOT AREA 5044 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
80-84 YORK ST.
LOT SIZE 83.4' X 115' Av.
LOT AREA 6720 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
42-48 YORK ST.
LOT SIZE 77' X 101' Av.
LOT AREA 8610 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 2
TOTAL NO. OF NEW UNITS - 4
86-90½ YORK ST.
LOT SIZE 66' X 76'
LOT AREA 5016 Sq. Ft. ±
TOTAL NO. OF NEW LOTS - 1
TOTAL NO. OF NEW UNITS - 2
NORTH ST.
DUFFERIN ST.
CORRIGAN ST.
RIDEAU ST.
BAGOT ST.
NORTH ST.
BAY ST.
MONTREAL ST.
CHARLES ST.
JOHN ST.
MARKLAND ST.
RAGLAN RD.
REDAN ST.
BALACLAVA ST.
PATRICK ST.
ALMA ST.
BARRIE ST.
QUEBEC ST.
PLUM ST.
CHESTNUT ST.
PINE ST.
YORK ST.
CARLISLE ST.
MAIN ST.
ANN ST.
VINE ST.
ELLICE ST.
DIVISION ST.
ORDNANCE ST.
EAST ST.
COLBORNE ST.
QUEEN ST.
CHAPMAN ST.
CLERGY ST.
PRINCESS ST.
BARRIE ST.
BROCK ST.
PLACE D'ARMES
BARRACK ST.
WELLINGTON ST.
EAST ST.
C.T.C.
10 & CITY OF KINGSTON
QUEEN'S UNIVERSITY
CITY OF KINGSTON
ARTILLERY PARK
ST. PAUL'S
ARMOURIES
CENTRAL SCHOOL
PARKING LOT
ST. JOHN SCHOOL
ST. JOHN APOSTLE CHURCH
McBURNEY PARK
ST. ANDREW'S
PARKING LOT
FIRE HALL
ELROND COLLEGE
PARKING LOT

REPORTS (Cont'd)

Report No. 78 - Planning Board (Cont'd)

Respectfully submitted,

(Signed) *Judith Mackenzie, Chairman*
Ken Keyes
K. W. Matthews
John Clements
G. Timmins

* * *

Ald. Gerretsen presented Report No. 79 of the Transportation Committee as follows:

Council consented to the Amendment of Clause 1;

(a) by deleting all the words after the word "subject", and
(b) by substituting therefore the words:

> "to confirmation by Transport Canada that it has no objection and that the terms of a lease, if approved, are to be negotiated."

Council consented to the Amendment of Clause 8 by adding the following words thereto:

"from Ontario Street easterly."

Council also consented to the addition of Clause 21 for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 79 of the Transportation Committee be received and adopted clause by clause.

Ald. Clements withdrew from the meeting.

REPORT NO. 79

July 27, 1977

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That land be leased to Kingston Air Services along the west side of their present site (Pad No. 1) for the erection of a "T" hangar 40 ft. x 278 ft. subject to confirmation by Transport Canada that it has no objection and that the terms of a lease, if approved, are to be negotiated.

CARRIED AS AMENDED 13:0

2. That application be made to the Cataraqui Region Conservation Authority to renew the Fill Permit of the Corporation of the City of Kingston covering Lots 22, 23 and 24, Concession 3, City of Kingston, to December 31, 1978.

CARRIED 13:0

REPORTS (Cont'd)

Report No. 79 - Transportation Committee (Cont'd)

3. That a yield sign be installed on Old Quarry Road at Indian Road as Old Quarry Road eastern approach is now constructed.

(See By-Law 9:No. 9071) *CARRIED* 13:0

4. That, as requested by the Royal Canadian Legion Branch No. 9, Ontario Street between Market Street and Princess Street, and al Princess Street from Wellington Street to Ontario Street be closed on Saturday, September 17th, 1977 from 11:00 a.m. until 12:00 noon.

Note: They anticipate holding a parade the day of their Officia opening of the new facility on Barrack Street. The route will be from Centennial Park along Ontario Street, UP Princess Street in order that a ceremonial 'eyes right' may be given in front of the old Branch No. 9 and proceed to Wellington Street, turning north to Barrack Street for an official ceremony in fron of the new Legion headquarters.

Ald. Clements returned at 9:10 P.M. *CARRIED* 13:0

5. That the parking meters on the west side of Barrie Street from King Street to Stuart Street be increased from 10¢ per hour to 20¢ per hour and adjustments be made to the meters so they can accommodate 5¢, 10¢ and 25¢ coins.

(See By-Law 10: No. 9072) *CARRIED* 13:1

(Ald. Miller opposed)

6. That permission be given for the Queen Esther Chapter of Hadassah Wizo to hang a banner across Princess Street at Bagot Street to advertise their annual bazaar to be held on November 2, 1977.

CARRIED

7. That, as requested by Lily Inglis, Architect, an encroachment on City property of 1 ft. 6 in. for the addition of a porch along the complete length of the Ontario Street facade of the Prince George Hotel (recently renamed The Market Inn) be approved subjec to the hydrant being relocated one foot closer to the road and that the City be held harmless to any damage while snow ploughing

CARRIED 11:3

(Ald. Mackenzie, Ald. Timmins, Ald. Webb opposed)

8. That a By-Law be presented to Council to authorize the dedication of Lower Union Street from Ontario St. easterly.

(See By-Law 11: No. 9073) *CARRIED, AS AMENDED*

9. That the proposal of Canadian Penitentiary Services for inmates of the Joyceville Institution to construct benches to be placed at bus stops be approved in principle, subject to the Public Utilities Commission or the Institution maintaining these benches

CARRIED

10. That a By-law be presented to Council to authorize the dedication of the ten and twelve foot strips of land purchased by the City in 1952 from the Weller Estate and in 1954 from Justice Hamilton as part of Weller Avenue.

(See By-Law 12: No. 9074) *CARRIED*

11. That the following resolution from the Regional Municipality of Ottawa-Carleton BE ENDORSED:

"That the Provincial Government be requested to amend the relev sections of the Highway Traffic Act and the Regional Municipali of Ottawa-Carleton Act to provide for a uniform minimum speed limit of 45 kph within urban areas following the adoption of metric signing in September 1977, and that this speed limit be in effect without the erection of signs."

CARRIED

REPORTS (Cont'd)

Report No. 79 - Transportation Committee (Cont'd)

At the request of Alderman Breen, Clause 12 was divided. Clauses a, b, and c were considered separate from Clause d.

12. That, as a result of several months of occupancy studies of all municipal parking lots:

a) Chown Lot - The rate be increased to 40¢ per hour after the initial two hours.

b) Robert Bruce Parking Garage - The rate be increased to 40¢ per hour after the initial two hours.

c) Hanson Memorial Parking Garage - The rate be increased to 40¢ per hour after the initial two hours.

(a, b & c) CARRIED 13:1
(Alderman Webb opposed)

d) Hanson Memorial Parking Garage - That 20 monthly spaces be permitted on the top level only at a rate of $32.00 on a first come, first served basis.

and that the effect of these changes be studied and reconsidered by the Committee after a four month trial period.

(See By-Law 13: No. 9075) *(d) CARRIED 11:2*
(Alderman Breen and Miller opposed)

13. That City vehicles be allowed to park in the Hanson Memorial Parking Garage overnight.

Note: City vehicles can no longer park on Confederation Parking lot.

CARRIED

14. That 12 minute parking meters at 5¢ for 12 minutes be installed on the east side of Market Square along the back of City Hall except in front of the doors.

Note: This would accommodate approximately 13 parking meters.

LOST 0:14

15. That parking be prohibited on the east side of Alfred Street, 200 feet south of Princess Street to 285 Alfred Street, 10:00 a.m. to 11:00 a.m. and 2:00 p.m. to 3:00 p.m. Monday to Saturday inclusive.
(See By-Law 9: No. 9071) *CARRIED*

16. That two hour parking be permitted on the east side of Wellington Street from Place D'Armes to Bay Street.
(See By-Law 9: No. 9071) *CARRIED*

17. That the monthly parking rate on the Hay Market Parking Lot be reduced to $10 per month.
(See By-Law 13: No. 9075) *CARRIED*

18. That By-Law No. 24 (Traffic By-Law) Section 10B be amended as follows:

REPORTS (Cont'd)

Report No. 79 - Transportation Committee (Cont'd)

18. (Cont'd)

ADDITIONS

Westmoreland Road (E/S) at walkway from Inverness Crescent	80 feet southerly
Inverness Crescent North (S/S) at Inverness Crescent West	60 feet easterly
Aberfoyle Road (E/S) opposite Old Quarry Road	80 feet
Old Quarry Road (N/S) at Indian Road	80 feet easterly

DELETIONS

McMichael (N/S) at Stormont	80 feet from Stormont easte (By-Law No. 4865-1965)
McMichael (N/S) at Indian Road	80 feet from Indian easterl (By-Law No. 4865-1965)

(See By-Law 9: No. 9071)

CARRIED

19. That, as requested by Mr. Leo T. Corby on behalf of "WEINER IN THE SKY" for Muscular Dystrophy, permission be granted to hold a parade on Sunday, August 14th, 1977 between 2:00 p.m. and 3:00 p.

NOTE: The parade is to commence in front of City Hall on Ontario Street, proceed along Brock Street to Division Street, along Division Street to Princess Street, west on Princess Street to the Le Roi Motel. It would involve approximately 200-300 cars which had participated in a transmitter hunt that morning sponsored by the Thousand Island Radio Club.

CARRIED

20. That, for the purpose of constructing a swimming pool, permission be given to Mrs. Margaret Lipman for the contractor to cross the east boulevard of Sir John A. MacDonald Blvd. to the premises of 336 Palace Road, it being noted that under By-Law #8819, a deposit of $100 will cover possible damage to City boulevard and street.

CARRIED

21. That permission be given for the Italo-Canadian Club to hang two banners across Princess Street at locations satisfactory to the Traffic Administrator to advertise their Wine Festival to be held in mid-September.

CARRIED

Respectfully submitted,

(Signed) *J. P. Gerretsen (Chairman)*
John Clements
T. D. French
V. Tarnowecky
G. Webb

* * *

Ald. Matthews presented Report No. 80 of the Parks & Recreation Committee as follows:

Council consented to the addition of Clause 3 (a), and 3 (b) for presentation to Council.

Moved by Ald. Matthews
Seconded by Ald. Gorham

430 That Report No. 80 of the Parks and Recreation Committee be received and adopted clause by clause

REPORT NO. 80

JULY 28, 1977.

To the Mayor & Members of Council:

The Parks & Recreation Committee reports and recommends as follows:

1. That the account of Portsmouth Marine Store & Services, in the amount of $750.00 for rental of crane and boat for installation of Confederation Basin Marina docks be paid.

CARRIED

2. That the tender from John Ewing & Co. Limited to purchase twenty-five flag poles at the Olympic Harbour Site for the sum of $6,600. be accepted provided they remove the poles with their own forces, leave the site in a finished condition satisfactory to the Commissioner of Parks & Recreation and if the Company plans to resell the poles, before doing this, it must publish a notice in the local press advising that the poles are for sale, state the price and make sales to local persons or firms before selling to outsiders.

LOST 4:10 *(See Recorded Vote)*

Ald. Gerretsen requested a recorded vote, which was as follows:

YEAS: Ald. Allmark, Ald. French, Ald. Gorham, Ald. Timmins (4).

NAYS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Webb (10).

3. That the Committee of Parks & Recreation accept the following tenders as recommended by the consultants, J. D. Lee Engineering Ltd., for the proposed Tennis Court project at Cataraqui Park: (See attached Appendix "A")

a) Tender "A" (Structural Steel & Grading)

Hillcrest Construction - $76,300.

This is the lowest tender that complied with the specifications.

b) Tender "B" (Fencing)

Frost Steel & Wire Co. - $11,393.

This is the only tender received and is accepted subject to their supplying the specified performance bonds.

c) NOT PRESENTED

It should be noted that these tenders are $25,993. in excess of the consultants estimates.

The Committee recommends that the tenders be accepted, it being noted that the proposed work for the clubhouse renovations will have to be revised to meet the funds available.

CARRIED 13:0

Alderman Clements withdrew from the Meeting at 10:03

REPORTS (Cont'd)

Report No. 80 - The Parks & Recreation Committee (Cont'd)

Respectfully submitted,

(Signed) *K.W. Matthews (Chairman)*
M.B. Gorham
G. Allmark
T.D. French
G. Timmins

***

APPENDIX "A"

J. D. LEE ENGINEERING LIMITED
CONSULTING ENGINEERS

P.O. BOX 1267, 1155 DIVISION STREET, KINGSTON, ONTARIO, CANADA K7L 4Y8

August 4, 1977

Mr. D. Fluhrer, Administrator
Dept. Parks, & Property
City of Kingston
City Hall
Kingston, Ontario

Re: Belle Park Tennis Courts
Our File No. 1321

As requested we have reviewed and checked the tenders received for this project and we would report the following information:

Three tenders were received for Tender "A" (Structural Steel & Grading) and these are summarized as follows:

	Tender By	Tender Amount	Completion Time	Remarks
1.	Hillcrest Construction	$76,300 ✓ (includes sodding)	6 weeks	
2.	G.R. Storey Construction	74,500 (sodding not included)	8 weeks	No Bid Deposi
3.	Bennett Paving	93,900 (includes sodding)	12 weeks	

One tender was received for Tender "B" (Fencing) and is as follows:

1.	Frost Steel & Wire Co.	$11,393	4 weeks	No Bid Deposi

2 ../

Seven tenders were received for Tender "C" (Lighting) and these are summarized as follows:

	Tender By	Tender Amount	Completion Time	Remarks
1.	Roy Electric	$ 20,200	2 weeks	No Bid
2.	R.E. Ferguson Ltd.	26,600	8 weeks	
3.	T. Boffa Electric	27,462	8 weeks	
4.	Ontario Electrical	28,750	12 weeks	
5.	J.S. Electric	29,900	10 weeks	No Bid
6.	Industrical Electrical	31,590	8 weeks	
7.	Bay Electric	34,100	12 weeks	No Bid

The low bidder for Contract "A", Hillcrest Construction Ltd., has supplied a bid bond in the amount of $12,000 which meets the tendering requirements and we therefore recommend acceptance of their tender.

Frost Steel and Wire Co. Ltd. did not supply a bid deposit, but as they are th only bidder on Contract "B" we would recommend that a formal contract be entered into with them subject to their supplying the specified performance bonds.

The low bidder for Contract "C", Roy Electric, did not supply a bid deposit therefore we recommend that the tender of the next lowest bidder, R.E. Ferguson Ltd., be accepted as their 10% bond meets the tendering requirements.

The actual contract amount will be $26,300 versus the tender amount of $26,600 as R.E. Ferguson propose to use an alternate panel arrangement as described in their letter of August 4th, 1977 attached. We recommend that the specified lighting be used rather than the alternate proposed by R.E. Ferguson in that we have not been able to obtain at this writing a guarantee that the specified lighting levels can be obtained.

On the basis of the recommended tenders, the total budget for the project would be as follows:

Contract "A"	-	$ 76,300
Contract "B"	-	11,393
Contract "C"	-	26,300
Engineering Design & General Supervision	-	8,000
TOTAL		$121,993

This amount is considerably above our estimate of $88,000, but we do not see where significant economies can be made without seriously jeopardizing the quality and effectiveness of the installation.

J.D. LEE ENGINEERING LIMITED

W Menary

W. Menary, P. Eng.
WM:bd

Enc.

REPORTS (Cont'd)

Ald. Miller presented Report No. 81 of the Community Services Committee as follows:

Council consented to the addition of Clause 6, for presentation to Council.

Moved by Ald. Miller
Seconded by Ald. Tarnowecky

That Report No. 81 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 81

July 28th 1977.

To the Mayor and Members of Council

The Community Services Committee reports and recommends as follows:

1. That By-Law No. 7131, "A By-Law to Provide for the Licensing and Regulating of Public Halls" be repealed and re-enacted as By-Law No. 7131 in the revised form dated August 8th 1977 to become effective January 1st 1978.

(*Note: A copy of the revised by-law was distributed to all members of Council. The revised by-law has been patterned along the lines of the model by-law received from the Provincial Government.*)

Ald. Clements returned and Ald. Mackenzie left the meeting at 10.08 P.M.

(See By-Law 3: No. 7131) *CARRIED* 13:0

2. That, in accordance with the directive received from the Ministry of Community and Social Services that the per diem residential care rate is to be calculated on a quarterly basis based on the actual operating costs for the preceding three month period instead of being calculated on an annual basis, the per diem rate of $13.40 for the period of April 1st to June 30th 1977 be ratified and confirmed and the per diem rate of $15.62 for the period July 1st 1977 to September 30th 1977 be approved.

CARRIED 13:0

3. That agreements be entered into with the following nurseries for the provision of nursery services for the period September 1st 1977 to December 31st 1977 as follows:

   a) Complex Co-op Nursery School Inc. - Payment of per diem rate of $2.50 - maximum amount for the period September - December - $646.00.

   b) Helen Tufts Nursery School Incorporated - Payment of per diem rate of $3.35 (tutorials and summer program provided in addition to the nursery school) - maximum amount for the period September - December - $4,773.80.

   c) St. Matthew's Nursery School - Payment of per diem rate of $2.50 - maximum amount for the period September - December -$1,260.00.

   d) Allen-Detweiler Nursery School - Payment of per diem rate of $2.50 - maximum amount for the period September - December -$567.60.

(*Note: These agreements are in lieu of the one agreement with the Association of Early Childhood Education as it has been directed by the Ministry of Community and Social Services that individual agreements be entered into.*

There are sufficient funds in the 1977 budget to cover the amount requested by the individual nurseries.)

REPORTS (Cont'd)

Report No. 81 - Community Services Committee (Cont'd)

Ald. Mackenzie returned to the meeting at 10:12 P.M.

4. *That By-law No. 8, "A By-Law to Provide for the Licensing and Regulation of Dogs and Cats and for the Control of Animals Suspected of Having Rabies", be amended to include the following definition of "control":*

> "A dog shall be deemed to be not under the control of any person when the dog is not on a lead held by a person or is not otherwise physically restrained.".

CARRIED 14:0

5. WHEREAS at the Council Meeting of June 27th 1977, the tender of Quintal & England in the amount of $11,400 for roof repairs to the main dining room, kitchen, laundry and boiler areas of Rideaucrest Home it being noted that the cost of insulation would be an extra item;

AND WHEREAS it has been found that all of the insulation will have to be replaced;

AND WHEREAS the present roof had 2 inches of insulation and it is recommended in order to save heating costs that this be increased to 3 inches;

BE IT RESOLVED that the action of the Committee in approving, under delegated powers during the summer, the installation of three inches of insulation at an estimated cost of $4600 be ratified and confirmed, it being noted that there are sufficient funds in the Rideaucrest Home budget for this purpose.

CARRIED

6. That, as recommended by the Gasoline Advisory Committee, a by-law be presented to Council to amend Schedules "A", "B" and "C", of By-Law No. 1998 (A By-Law to Require the Closing of Gasoline Service Stations During Certain Hours) to include in Series "A":

Safeway Gas & Fuel,
783-785 Division Street,
Kingston, Ontario

CARRIED

Respectfully submitted,

(Signed) *Lois E. Miller (Chairman)*
Y. Tarnowecky
B.E. Breen
John Clements

* * *

Ald. Miller withdrew from the meeting.

Ald. Hawkins presented Report No. 82 of the Public Works Committee as follows:

Council consented to the revision of clause 4 by the addition of the "Note" and to the addition of clause 6 for presentation to the Council.

Moved by Ald. Hawkins
Seconded by Ald. Allmark

That Report No. 82 of the Public Works Committee be received and adopted clause by clause.

REPORTS (Cont'd)

Public Works Report No. 82

August 2, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the tender of Keeler Sales and Service Ltd., in the amount of $8008.00 (taxes exempted) for the supplying of -

two Dumco, Model SC27, under chassis snow plows complete with frame.

one Dumco, Model T141, sidewalk sander.

be accepted, being the lowest complete tender received.

CARRIED 13:0

2. That, subject to the approval of the Ministry of Transportation and Communications the tender of J.Sousa Contractor Ltd., in the amount of $59,730.61, for the construction and reconstruction of the sidewalks listed in the Special Information for Tenderers of Contract 77/1W, be accepted being the lowest complete tender received.

CARRIED 13:0

3. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the reconstruction and construction of the following sidewalks under the provisions of Section 7 of The Local Improvement Act -

Reconstruction

(a) concrete sidewalk 6' wide on south side of Queen St from 6.5' west of Ontario St westerly 125.5'

Total estimated cost	$3250.00
Owners' share	1218.82
Corporation's share	1063.18
Anticipated MTC subsidy	968.00
Debenture amount	2282.00

(b) concrete sidewalk 4.5' wide on south side of Concession St from 5' east of Alfred St easterly 76.2'

Total estimated cost	$1300.00
Owners' share	433.33
Corporation's share	586.90
Anticipated MTC subsidy	279.77
Debenture amount	1020.23

New Construction

concrete sidewalk 4.5' wide on south and east side of Barbara Ave from Alfred Cr to Division St

Total estimated cost	$15,000.00
Owners' share	2,236.42
Corporation's share	12,763.58
Debenture amount	15,000.00

REPORTS (Cont'd)

Report No. 82 - Public Works Committee (Cont'd)

4. That the sewer mains and sewer services constructed in the Country Club Estates Subdivision by Taggart Construction Co Ltd., be accepted for future maintenance by the City of Kingston, provided the Contractor pays all outstanding accounts and provides the City with a satisfactory two year guaranteed maintenance bond.

"Note: The Cataraqui Golf and Country Club have asked that work on the storm outlet across their property be carried out in the fall. The Developer and the Contractor have agreed and it will be done under a separate contract."

CARRIED, AS AMENDED 13:0

5. That St. Joseph's Church, 392 Palace Rd., be authori to construct under the City's supervision an asphalt swale at t rear of their property on the boulevard of Sir John A.Macdonald Blvd to drain part of their property and a section of City and adjoining property to the existing catch basin in the boulevard

Note: The paved swale would also act as a walkway for pedestri

CARRIED 13:0

6. That a by-law be passed to authorize the reconstruction of the sidewalk on the east side of Ontario St. from Princess Street southerly 193 feet under the provisions of Section 7 of The Local Improvement Act (Petition) at a total estimated cost of $4,410.00.

	Cost	Debenture
Owners' Share	$ 1,016.81	$ 1,016.81
City's Share:		
City	2,468.49	2,468.49
M.T.C. Subsidy	924.70	-
TOTAL	$ 4,410.00	$ 3,485.30

(See By-Law 22: No. 9078) *CARRIED 13:0*

Respectfully submitted,

(Signed)

J. Hawkins (Chairman)
G. Allmark
B.E. Breen
M.B. Gorham

* * *

Ald. Gerretsen presented Report No. 83 of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen
Seconded by Ald. Hawkins

That Report No. 83 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 83

August 3, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

Ald. French declared a conflict of interest in Clause 1, since he is President of St. Lawrence Broadcasting Corporation.

1. That the following lists of accounts for expenditures incurred under proper authorization be approved:

   List No. 4 - dated April 30, 1977 - $5,916,686.97
   List No. 5 - dated May 31, 1977 - $14,604,247.82
   List No. 6 - dated June 30, 1977 - $7,995,723.24.

   (Note: Copies of the above lists were previously distributed to all members of Council.)

   (Ald. French abstained) *CARRIED* 12:0

2. That the Brief of the Ontario Municipal Personnel Association to the Honourable Justice Kelly, in connection with his study of the present Grievance Arbitration System in Ontario, be ENDORSED.

   (Note: Copy of Brief distributed to each member of Council with the Finance Committee Agenda.)

   CARRIED

3. That the resolution of the City of St. Thomas, endorsing the position set out in the Brief of The Automotive Parts Manufacturers' Association of Canada, dated February 17th, 1977, respecting amendment of the 1965 Automotive Trade Agreement, be ENDORSED.

   (Note: A copy of the Brief was distributed to all members of Council with the Finance Committee Agenda.)

   CARRIED

4. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A" attached hereto for cancellation or refund of commercial, residential or business taxes levied in 1977 in total amount of $43,904.60 be approved.

   CARRIED

5. That the account of Mills Office Suppliers Limited in the amount of $700.00 to renew service contact on the A.B. Dick Model 360CD Serial # 58852 and the Blanket Cleaning Attachment, Serial #203255, for the period July 1, 1977, to June 30, 1978, be approved for payment, it being noted that there are sufficient funds in the 1977 Budget for this purpose.

   (Note: This is service contract for 2nd Press in Printing Dept. which is used for printing forms and other long run jobs of the City.)

   CARRIED

6. WHEREAS at the meeting of City Council held on April 4, 1977, approval was given to the Transit Department Capital Budget for 1977 in the amount of $332,267;

   AND WHEREAS by letter of June 17, 1977, the Ministry of Transportation and Communications approved the 1977 Capital Estimates eligible for 75% subsidy of all items requested except the garage hoist;

   AND WHEREAS, subsequently, discussions with the Ministry have resulted in reconsideration of this item and it has now been agreed that subsidy would be provided;

   AND WHEREAS price quotations recently received for the hoist indicate that the lowest price is $9,385 instead of $7,500 as originally estimated;

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

6. (Cont'd)

NOW THEREFORE BE IT RESOLVED:

a) That application be made to the Ministry of Transportation and Communications for approval of a supplementary request (on Forms MT 4 & 5) in the amount of $1,414 for the purchase of a garage hoist; and

b) That the following budget transfers be approved:

FROM

Finance Contingencies	$471.00

TO

Kingston Transit Department- 1977 Budget - Capital Expenditures - Assets & Non-Recurrent Expenses	$471.00

(Note: The 1977 Transit Budget for "Capital Expenditures - Assets and non-recurrent expenses" would be therefore revised as follows:

	Est. Total Cost	*Prov. of Ont. Subsidy*	*City of Kingston*
	$332,267.	*$242,486.*	*$89,781.*
+	*1,885.*	*1,414.*	*471.*
	$334,152.	*$243,900.*	*$90,252.)*

CARRIED

7. That, as recommended by the Kingston Public Library Board and the Architects:

(A) the tender of Kingston Roofing and Flooring Company Ltd. for the supply and installation of "Staminex" brand carpet, made by Burlington Carpet Mills Canada Ltd. in the new Public Library in the amount of $53,116.00, which includes all applicable sales taxes, shipping and other charges, is hereby accepted, being the lowest tender received for this product, and

(B) the tender of Triple-A Manufacturing Company Limited, Agincourt, for the supply and installation of shelving, less book stays, for the main circulation and reference departments of the new Public Library in the net amount of $59,617.16, which includes all applicable sales taxes, shipping and other charges, is hereby accepted, being the lowest of four tenders received, it being understood that consideration of the separate added price for children's shelving included in the tender has been withheld for the present time by the Public Library Board until problems of matching existing shelving have been solved:

Stipulated Price, including Prov. Sales Tax which is inapplicable:		$70,193.17
Less Price for "Book Stays" which are not being accepted at the present time:	(-)	7,030.92
		$63,162.25
Less Inapplicable Prov. Sales Tax on Supply of Shelving:	(-)	3,545.09
NET TOTAL:		$59,617.16

CARRIED

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

8. That permission is hereby given to Kingston Cable TV Ltd. to televise all meetings or portions of meetings of City Council only that are open to the public on the following conditions:

   (A) That the permission is for the period ending December 31, 1978, (the end of the term of office of the present Council);

   (B) That more than one camera will be used to televise the proceedings;

   (C) That a sound system will be utilized that will enable viewers to hear the proceedings being televised; and

   (D) That Kingston Cable TV will investigate the provision of commentary during the televised proceedings.

See following motion of Amendment

Moved by Ald. French
Seconded by Ald. Mackenzie

That clause 8, Report No. 83, be amended by adding the following as sub clause (E):

"(E) That Kingston Cable TV will also give consideration to improving the lighting."

CARRIED

Clause 8, as amended, was then considered as follows:

8. That permission is hereby given to Kingston Cable TV Ltd. to televise all meetings or portions of meetings of City Council only that are open to the public on the following conditions:

   (A) That permission is for the period ending December 31, 1978, (the end of the term of office of the present Council);

   (B) That more than one camera will be used to televise the proceedings;

   (C) That a sound system will be utilized that will enable viewers to hear the proceedings being televised; and

   (D) That Kingston Cable TV will investigate the provision of commentary during the televised proceedings.

   (E) That Kingston Cable TV will also given consideration to improving the lighting.

CARRIED, AS AMENDED

9. That:

   (A) as recommended by the Public Works Committee, since it has not been possible to obtain a sufficiently signed petition for a watermain in Counter St. from Sir John A. Macdonald Blvd. to Indian Rd. and since the Public Utilities Commission wish to exercise the option contained in the Subdivision Agreement with Mastercraft Construction Corporation and commence the work as a General Rate project with Mastercraft contributing their share of the cost, the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
Local Improvements - Public Utilities Commission - Watermains - Counter Street:	$100,300.	-
(leaves blance of $4,700.)		
General Rate Projects - Public Utilities Commission - Water Utility:	-	$100,300.

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

9. (Cont'd)

(B) That, as recommended by the Public Utilities Commission of The City of Kingston, a by-law be presented to Council to authorize improvements, alterations and extensions of the water system in the amount of $250,000., to be all debentured.

(Note: This debenture will provide for the following work:

1. Counter Street 16" watermain (P.U.C.'s Share only).	*$100,300.*
2. King Street 12" watermain from Queen St. to Princess St.	*27,830.*
3. Division St. 12" watermain from Adelaide St. to Concession St.	*38,709.*
4. Albert St. 16" watermain from King St. to Queen's Crescent	*78,161.*
Plus Debenture Costs	*5,000.)*

(See By-Law 5: No. 9067)

CARRIED

10. That the following budget appropriation amendment be approved in order to provide a grant of $300. to the National Youth Orchestra Association of Canada, Toronto, who are holding their 1977 Summer training session at Queen's University from July 24 to August 28, 1977:

	Increase	Decrease
FINANCE		
Grants - National Youth Orchestra:	$300.	-
Contingencies:	-	$300.

CARRIED

11. That, as recommended by the Public Works Committee:

(A) it is declared desirable that the construction of a sidewalk on:

(i) east side of Brant Ave. from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. easterly 453.2 feet,

should be undertaken as a local improvement, and

(B) a by-law be presented to Council to authorize the construction of a 4.5' wide concrete school sidewalk on:

(i) east side of Brant Ave., from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. easterly 453.2 feet,

at a total estimated cost of $9,800.00 under the provisions of section 8 of *The Local Improvement Act*:

Owner's Share	-	$2,545.97
Corporation's Share	-	7,254.03
Total, to be debentured	-	$9,800.00

(Note: Provision for this expenditure included in the 1977 Capital Budget Quota.)

(See By-Law 6: 9068)

CARRIED

12. Whereas the City of Kingston has received a copy of a preliminary print of proposed Reference Plan of Parts of Block Z, Registered Plan 1158, City of Kingston abutting the entire north side of Macpherson Avenue from Maurice H. Rollins Construction Limited;

And Whereas the City of Kingston is the owner of the lands to the west (VanOrder Drive), south (Macpherson Avenue) and east (one foot reserve on west side of Sir John A. Macdonald Boulevard) of this proposed condominium project;

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

12. (Cont'd)

That the Director of Land Registration, Ministry of Consumer and Commercial Relations be notified The Corporation of the City of Kingston hereby waives the circulation provision required under section 8 of *The Certification of Titles Act.*

(Note: The City Solicitor concurs with this resolution.)

CARRIED

13. That a By-Law be presented to Council to authorize the execution of a loan agreement for $131,250.00 at 10% per annum with Ontario Development Corporation for providing services to the Industrial Park.

(Note: Construction of Services authorized by By-Law No. 9048 and Loan Application authorized R.126 (12) 76 as amended by R.2(6)76)

See By-Law 14: No. 9076

CARRIED

14. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide additional funds for purchase of a new Sidewalk Sander:

		Increase	Decrease
PUBLIC WORKS			
A/C 314-82	Contribution from Revenue Fund New Equipment - Sander:	$132.00	--
A/C 314-52	Sidewalk Sanding & Snow Removal - Sanding:	--	$132.00

(Note: Tender Price - $1,632.
Budget Funds - 1,500.
Transfer Required - $ 132.)

CARRIED

Ald. Miller returned to the Meeting

15. That, as recommended by the Public Works Committee, since an exploratory excavation has revealed there will be a space conflict between the storm sewer being installed in Third Ave. and an existing 6-inch watermain, Contract 77/3W with Donald A. Foley Ltd. be amended to include as "extra work" the lowering of the watermain on a labour and material basis at a cost of $3000.

(Note: Funds are available for "Extra Work" in the Contract for this work.)

CARRIED 14:0

At request of Ald. Gerretsen, clause 16 was divided.

16. That:

(A) the following budget appropriation amendment be approved in order to provide funds for the *1981 Canada Summer Games Committee of the City of Kingston* for travelling and other expenses and costs of preparation of a Brief inviting the 1981 Canada Summer Games to be held in the City of Kingston:

	Increase	Decrease
FINANCE		
Cultural Events - 1981 Summer Games Committee	$6,500.	-
Contingencies	-	$6,500.

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

16 (Cont'd)

(B) the following persons be authorized to attend the 1977 Canada Summer Games in St. John's, Newfoundland:

Mayor Ken Keyes
Ald. John Clements, Chairman, Summer Games Committee,
Mr. D. R. Fluhrer, Commissioner, Parks and Recreation.

(Note: Copy of 1981 Canada Summer Games Interim Feasibility Report, dated August 3, 1977, has been distributed to each member of Council.)

(See Following Motions)

Moved by Ald. Mackenzie
Seconded by Ald. Gerretsen

That clause 16 (A), Report No. 83, be amended:

(a) by deleting the word "preparation", and
(b) by substituting therefor the words "preliminary investigation".

CARRIED

Clause 16 (A), as amended, was then considered as follows:

16. That:

(A) the following budget appropriation amendment be approved in order provide funds for the *1981 Canada Summer Games Committee of the City of Kingston* for travelling and other expenses and costs of preliminary investigation of a Brief inviting the 1981 Canada Summer Games to be held in the City of Kingston:

	Increase	Decrease
FINANCE		
Cultural Events - 1981 Summer Games Committee	$6,500	-
Contingencies	-	$6,500

CARRIED, AS AMENDED 11:3
(See Recorded Vote)
(See also following Motion)

Ald. Webb requested a recorded vote on clause 16 (A), which was as follows:

YEAS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, (11).

NAYS: Ald. Allmark, Ald. Timmins, Ald. Webb, (3).

Moved by Ald. French
Seconded by Ald. Gerretsen

That clause 16 (B), Report No. 83, be amended by adding the following thereto:

"and an additional person representing Queen's University".

CARRIED 13:1

REPORTS (Cont'd)

Report No. 83 - Finance and Accoounts Committee (Cont'd)

16. (Cont')

Clause 16 (B), as amended, was then considered as follows:

(B) the following persons and an additional person representing Queen's University be authorized to attend the 1977 Canada Summer Games in St. John's, Newfoundland:

Mayor Ken Keyes
Ald. John Clements, Chairman, Summer Games Committee,
Mr. D.R. Fluhrer, Commissioner, Parks and Recreation,
and an additional person representing Queen's University.

CARRIED, AS AMENDED, 11:3
(See Recorded Vote)

Ald. Webb requested a recorded vote on clause 16 (B), which was assfollows:

YEAS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Metthews, Ald. Miller Ald. Tarnowecky, (11).

NAYS: Ald. Allmark, Ald. Timmins, Ald. Webb, (3).

17. That:

(A) By-Law No. 4681, "A By-Law to Authorize the Execution of an Agreement with Douglas L. Hardtman, Q.C.," as amended, be repealed effective September 30, 1977;

- and -

(B) By-Law No. 3, "A By-Law Respecting Certain Officers of the Corporation," as amended, be further amended as follows:

1. That Section 4(1) be deleted and the following substituted in lieu thereof:

"(1) There shall be a full time City Solicitor, who shall report to the Clerk-Comptroller.

(2) The City Solicitor shall at all times be a member in good standing of the Law Society of Upper Canada.

(3) The duties of the City Solicitor, in addition to those prescribed by law or by any resolution of the Council now or hereafter to be passed shall be to provide legal services for City Council and all civic departments and generally to give due care and proper attention to the ordinary and usual legal affairs arising out of the administration of the Corporation's affairs as the same may require and notwithstanding the generality of the foregoing:

(a) to draft by-laws, agreements (including approval of the form of insurance policy and sureties submitted by the contractors), deeds and leases.

(b) to attend to and prosecute all infractions of by-laws of the Corporation; to appear before the County Judge for street closings and street name changes; and to appear before Inquiry Officers, Boards of Negotiation and the Land Compensation Board as necessary.

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

17. (3) (Cont'd)

(c) to make himself available for consultations with officials of the Corporation and to give his advice on questions of law.

(d) to represent the Corporation at Ontario Municipal Board Hearings: on zoning by-law amendments, official plan amendments, Committee of Adjustment appeals and applications for approval of capital expenditures.

(e) to supervise title searches and certify title on land being acquired by the Corporation; to supervise title and lien searches for RRAP and OHRP loan programs and mechanic lien clearance and Workmen's Compensation Board clearance on contractors on Corporation contracts before holdbacks are released.

(f) to attend Planning Board and Committee Meetings as require

(g) to defend actions against the City when legal counsel not provided under Corporation insurance policies.

(h) to prepare petitions and private bills for presentation to the Legislature.

(i) to collect Corporation claims on the unsatisfied judgment fund and issue writs re unsettled accident claims against the Corporation.

(j) to provide legal services to City of Kingston Housing Limited (Eldon Hall Place Housing).

(k) to provide legal advice in labour relations matters and negotiations if and when required.

(4) The City Solicitor shall receive all fringe benefits that are extended to Deputy Department Heads and other supervisory personnel.

(5) The position of City Solicitor will be governed by the City's Job Evaluation Program, and if substantial duties are proposed to be added to the existing job description, the salary range for the position will be re-evaluated.

(6) Any costs that are recovered by the Corporation from the litigant and any other fees which may be paid to the Corporatio for legal services shall be retained by the Corporation.

(7) The City Solicitor shall not provide legal counsel for any one other than the Corporation of the City of Kingston through its Council and its Officers.

He shall not provide legal advice to Council Members concerning conflict of interest matters, nor to citizens on the Landlord and Tenant Act or other statutes.

(8) When requested by the City Solicitor, Officers of the Corporati of the City of Kingston shall provide the City Solicitor with facts and information to assist him in the performance of his duties.

(9) All by-laws, opinions, working papers and other documents arising out of the City Solicitor's employment shall be the sole property of the Corporation.

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

17. (Cont'd)

2. This amendment shall come into force and take effect on the 15th day of September, 1977.

Ald. Clements left the meeting at 11:20 P.M.
See By-Laws 7 and 8: No. 9069 and 9070. *CARRIED 13:0*

18. That, in addition to acquisition of properties in the "Auld Subdivision" (R.41(14)77), the Cataraqui Region Conservation Authority be requested to acquire the lands known as the "Pine Woods" owned by Mr. A. B. Smith and located near the Little Cataraqui Creek between Bath Road and Princess Street.

CARRIED

19. That Weir and Foulds, Barristers and Solicitors, Toronto, be retained as Counsel to represent the City of Kingston at the September 19, 1977 O.M.B. Hearing of Township of Kingston Zoning By-Law No. 77-26 concerning the Norman Rogers Airport.

CARRIED

20. Whereas by clause 15 of Report No. 15, 1977, Council authorized the sum of $25,000. to be paid to Mr. Garnett Carr, a tenant of 220 Princess Street, in full settlement of any claim he may have arising from the expropriation of 220 Princess Street, subject to having him sign a release;

And Whereas Mr. Carr had agreed to move on or before August 1, 1977, as a condition of settlement but, through no fault of his own, has been unable to move;

That, as recommended by the Clerk-Comptroller, the agreement with Mr. Carr be extended until September 30, 1977.

(Ald. Hawkins Opposed) CARRIED 12:1

21. That, as concurred in by the City Administrative Association, effective January 1, 1977 the salaries and salary ranges, both minimum and maximum of Executive, Professional, Department Heads, Supervisory Personnel, Confidential and other Non-Union Personnel of the City of Kingston be increased as follows:

(A) For employees in salary groups up to and including Group Number 16-12 by 8.2%.

(B) Balance of salary groups as follows:

Group No.	1976 Range	1977 Range	% Increase
17-13	17,794. - 21,669.	19,218. - 23,403.	8.0
18-14	18,742. - 22,870.	20,204. - 24,654.	7.8
19-15	19,703. - 24,090.	21,200. - 25,921.	7.6
20-16	20,564. - 25,211.	22,086. - 27,077.	7.4
21-17	21,423. - 26,339.	22,965. - 28,235.	7.2
22-18	22,369. - 27,554.	23,935. - 29,483.	7.0

REPORTS (Cont'd)

Report No. 83 - Finance and Accounts Committee (Cont'd)

21. (B) (Cont'd)

Group No.	1976 Range	1977 Range	% Increase
23-19	23,331. - 28,681.	24,918. - 30,631.	6.8
24-20	24,195. - 29,806.	25,792. - 31,773.	6.6
25-21	25,049. - 31,018.	26,652. - 33,003.	6.4
26-22	25,909. - 32,225.	27,515. - 34,223.	6.2
27-23	26,792. - 33,348.	28,400. 35,349.	6.0
28-24	27,817. - 34,577.	29,430. - 36,582.	5.8
29-25	28,684. - 35,703.	30,290. - 37,702.	5.6

- and -

That for the year 1977 additional days of vacation be granted to Salary Groups 17-13 to 29-25 as follows:

Salary Groups 17-13 and 18-14	1 day
Salary Groups 19-15 and 20-16	2 days
Salary Groups 21-17, 22-18 & 23-19	3 days
Salary Groups 24-20 to 29-25 incl.	4 days

CARRIED

Respectfully submitted,

(Signed) *Ken Keyes, (Chairman)*
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Com. Res.	Explanation	Refund		Cancellation	
						Public	Separate	Public	Separate
010-020-02800-0000-000B	David Fairbarn	83 Gore St.	12	R	Fixtures removed			7.80	
010-090-05400-0000-000C	Maryse Smits	122 Bagot St.	12	R	Conversion			153.89	
010-110-02100-0040-001F	Dr. E. P. White	126 Sydenham St.	8	B	Business Disc.			133.54	
010-110-02100-0000-000D	Dr. J. W. Hazlett	228 Brock St.	4	C to R	Vacant			16.60	
010-110-06100-0020-001H	Dr. F. O'Connor	73 Sydenham St.	12	B	Relocated				231.68
010-110-06400-0000-000H	City of Kingston	236 Bagot St.	12	R	City Owned			358.12	
010-120-01200-0010-001M	Dr. M. C. Trotter	75 William St.	8	B	Business Disc.			142.54	
010-120-02800-0021-001E	Fozard & Colden Ins.	105 Wellington St.	10	B	Business Disc.			83.32	
010-120-09200-0030-001F	Dr. D. A. Anderson	39 Johnson St.	12	B	Business Disc.			196.12	
010-130-00400-0040-001E	Hession Foods Ltd.	159 Wellington St.	12	B	Relocated			127.37	
010-130-02800-0050-001F	Fergus O'Connor	151 Wellington St.	10	B	Relocated				117.11
010-130-04500-0010-001A	D. M. Discount Flower Supply	239 Ontario St.	10	B	Relocated				166.33
010-130-04500-0020-001E	Superior Lithographers	237 Ontario St.	12	B	Relocated			290.87	
010-130-05600-0010-001G	Moses Sugarman	Brock St.Parking	12	B	Reduced Area			165.95	
010-130-06400-0010-001H	Williamson Adjustment Co.	343 King St. E.	10	B	Relocated			331.71	
010-130-06500-0060-001D	Roy Lingen	347 King St. E.	12	B	Relocated			157.41	
010-130-10100-0070-001H	Charlotte Dorn	68 Princess St.	12	B	Relocated			62.30	
010-140-05900-0010-001F	Julias Sugarman	296 Princess St.	12	B	Reduced Area			53.04	
010-140-08400-0000-000F	City of Kingston	218 Princess St.	12	R & C	City Owned			252.17	
010-140-09200-0040-001K	Uniform Shop	20 Montreal St.	9	B	Relocated			379.85	

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Com. Res.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
020-030-00600-0000-000H	Alcan Employees Credit Union	850 Princess St.	11	R	Demolished			622.75	
020-070-01100-0000-000B	S. Fotopoulos & D. Dragonas	490-492 Princess St.	12	R & C	Demolished			840.63	87.87
020-050-05600-0010-001D	Victory Motors Inc.	543 Victoria St.	9	B	Relocated			216.89	
020-060-11800-0000-000A	Thomas E. Smith	558 Princess St.	10	C	Demolished			354.06	
020-060-11800-0040-001C	Associated T.V. Services	558 Princess St.	10	B	Business Disc.			65.38	
020-070-01200-0000-000M	S. Fotopoulos & D. Dragonas	350 University	12	R	Demolished			87.94	
020-080-12000-0000-000B	E. M. Waters	593 Johnson St.	12	R	Apartment Rem.				137.24
020-070-01100-0030-001M	Robert McMaster	490 Princess St.	12	B	Business Disc.			292.26	
020-100-00300-0020-001H	Francis Dee	181 Alfred St.	12	B	Business Disc.			15.38	
020-110-07900-1060-001K	Q L Systems Ltd.	322 Brock St.	8	B	Relocated			636.85	
030-010-01400-0010-001B	Kingston Toyota Ltd.	Creighton St.	7	B	Business Disc.			28.26	
030-010-01500-0010-001M	Kingston Toyota Ltd.	24 Chatham St.	7	B	Business Disc.			978.04	
030-010-01500-0040-001A	Kingston Toyota Ltd.	24 Chatham St.	7	B	Business Disc.			14.80	
030-010-01800-0010-001E	298839 Ontario Ltd.	523 Princess St.	10	B	Business Disc.			149.98	
030-030-08100-0030-001E	Canaden Products Ltd.	449 Princess St.	8	B	Business Disc.			136.90	
030-030-09300-0070-001C	Bernie Dobbin	477A Princess St.	8	B	Reduced Area	54.86			
030-030-1000-0010-001H	Snowden	Princess St.	7	B	Business Disc.				169.62
030-030-10300-0010-001B	Connie Carquez	499 Princess St.	12	B	Business Disc.			184.58	
030-030-10700-0010-001E	Kingston Toyota Ltd.	Chatham St.	7	B	Business Disc.			52.94	
030-040-00600-0030-001B	Dominion Readers' Service	423 Princess St.	12	B	Business Disc.			80.51	
030-040-00600-0060-001C	Kingston Import & Export	417 Princess St.	12	B	Business Disc.			237.83	

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Public	Separate	Public	Separate
030-060-00200-0000-000M	City of Kingston	80 York St.	12	R	City Owned			230.47	
030-080-08400-0010-001E	Josephine Newman	225 Princess St.	12	B	Business Disc.			486.17	
030-080-08500-0011-001H	Thomas Elliott Ltd.	227 Princess St	12	B	Business Disc.			234.27	
030-080-06000-0010-001H	Kenneth Phillips	293 Princess St.	10	B	Relocated			160.63	
030-080-08600-0050-001F	Sherwin Williams	233 Princess St	12	B	Relocated			1,158.87	
030-080-08800-0010-001H	Robert Patte	239 Princess St.	12	B	Relocated			678.89	
030-080-09900-0090-001B	T. Newton & R Onyons	310 Bagot St.	12	B	Offices Divided			636.00	
030-080-10400-0050-001H	Aaron Kizell	165 Princess St.	11	B	Business Disc.			850.79	
030-080-11500-0075-001C	Madison Furniture	39 Montreal St.	12	B	Area Reduced			234.27	
030-090-03200-0011-001A	Dovers Limited	207 Wellington St.	10	B	Relocated			145.24	
030-090-00600-0010-001H	George Senis	311 Bagot St.	8	B	Business Disc.			157.93	
030-100-01901-0000-000B	City of Kingston	19 Queen St.	12	R	City Owned			279.41	
030-100-02600-0000-000D	Greenwood Bros. Limited	235 Wellington St.	10	R	Demolished				271.70
030-100-02700-0000-000B	Greenwood Bros. Limited	237 Wellington St.	10	R	Demolished				242.66
030-100-02700-0020-001G	Amey's Taxi	237 Wellington St.	10	B	Relocated				77.49
030-100-07500-0000-000B	City of Kingston	381 Bagot St.	12	R	City Owned			724.04	
030-110-01100-0000-000M	City of Kingston	90 Bay St.	12	R	City Owned			312.74	
030-110-04200-0010-001A	Gildon Realty Ltd.	409 Bagot St.	12	B	Business Disc.			30.76	
030-110-04300-0010-001L	Frontenac Auto Electric	417 Bagot St.	12	B	Business Disc.			740.64	
030-110-08100-0010-001B	Mike Elik Limited	55 Rideau St.	11	B	Business Disc.			1,269.01	
030-090-05600-0000-000C	Henry Daryan	371 King St. E.	12	C	Building Removed	21.00			

SCHEDULE A 4.

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O.,1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
030-140-03400-0020-001H	Henry Whiteman	143 Bay St.	12	B	Business Disc.			119.21	
040-010-02200-0020-011K	Claude Neon Ltd.	Montreal St.	12	B	Sign Removed			15.38	
040-010-04100-0030-001K	Claude Neon Ltd.	Montreal St.	12	B	Sign REmoved			15.38	
040-010-18800-0000-000C	Edifax Development Co.	499 Montreal St.	12	C to R	Vacant			59.56	
040-010-19400-0010-001K	Travelways Maple Leaf Ltd.	575 Montreal St.	12	B	Relocated			2,368.06	
040-020-00100-0040-001H	Heppelshore Limited	Box 1628	12	B	Relocated			32.30	
040-020-01500-0010-001G	Kingston Creamery	12 Cataraqui	12	B	Error			1,162.88	
040-020-01800-0010-001A	Donald Collette	70 Cataraqui	12	B	Bus. Discontinued			233.81	
040-020-05700-0010-001B	William Wilkinson	14 James St.	12	B	Bus. Disc.			73.83	
040-020-15200-0000-000G	City of Kingston	4 Corrigan St.	12	R	City Owned			195.72	
040-020-15300-0000-000E	City of Kingston	6 Corrigan St.	12	R	City Owned			215.59	
040-020-15400-0000-000C	City of Kingston	8 Corrigan St.	12	R	City Owned			114.18	117.63
040-020-15500-0000-000A	City of Kingston	10 Corrigan St.	12	R	City Owned				238.90
040-020-15600-0000-000L	City of Kingston	12 Corrigan St.	12	R	City Owned			241.82	
040-020-15700-0000-000H	City of Kingston	14 Corrigan	12	R	City Owned			234.73	
040-030-03000-0020-001K	Myrtle Cross	303 Montreal St.	12	B	Business Disc.			119.98	
040-030-08100-0030-0016	Ariel Swain	235 Montreal St.	12	B	Business Disc.			382.24	
040-040-09400-0020-001L	Fred Light	214 Montreal St.	12	B	Business Disc.				64.62
040-040-13700-0010-001C	Catherine Bertrim	254 Montreal St.	12	B	Business Disc.			84.60	
040-060-06200-0000-000F	John Hewett	93 Cherry St.	8	R	Fire			282.71	

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O., 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months	Bus. Res. Com.	Explanation	Refund Public	Refund Separate	Cancellation Public	Cancellation Separate
040-100-06600-0010-001F	Kingston Auto Transmission	155 Fraser St.	12	B	Relocated			501.46	
040-100-08900-0010-001E	Monaghans Auto Body	388 Patrick St.	12	B	Error				237.98
040-100-10300-0000-000C	City of Kingston	Duff St.	12	R	City Owned			215.48	
040-100-11100-0010-001E	Eastern Generator	398 Patrick St.	12	B	Decreased Area			110.75	
040-110-22201-0010-001B	Ruth Bilow	143 Hagerman St.	10	B	Relocated			15.38	
040-110-22300-0010-001L	Ruth Bilow	Hagerman St.	10	B	Relocated			255.73	
040-130-07100-0000-000E	City of Kingston	Montreal St.	12	C	City owned			79.65	
040-140-00100-0030-001G	Beatrice Foods (Ontario) Ltd.	1155 Division St.	9	B	Relocated			107.87	
040-140-06910-0020-001A	Camillo Santin	79 Weller Ave.	12	B	Bus. Disc.				18.92
050-020-11700-0020-001E	Mr. A. E. Lecomte	575 Princess St.	12	B	Relocated			219.19	
050-030-02900-0010-001C	Wilmut Embury	629 Princess St.	12	B	Relocated			207.66	
050-040-08600-0000-000F	Paisley Hotel Ltd.	30 S. Bartlett St.	9	R	Demolished			124.99	
050-040-09500-0010-001F	Gus Poulos	663 Princess St.	12	B	Bus. Disc.			1,765.85	
050-040-11300-0010-001H	Robert Chippier Ltd.	681 Princess St.	12	B	Bus. Disc.				991.30
050-050-03100-0140-001H	Quintin & Bourassa	797 Princess St.	10	B	Relocated			362.76	
050-050-03100-0180-001B	F. G. Edwards Real Estate	797 Princess St.	12	B	Business Disc.			208.43	
050-050-07200-0000-000M	Dacon Corporation Ltd.	12 Drayton St.	10	R	Demolished			404.22	
050-050-07300-0030-001G	Edward Johns	837 Princess St.	12	B	Relocated			698.34	
050-070-11500-0000-000G	William Kay	384 Nelson St.	10	R	Fire			29.55	
050-130-12400-0020-001F	Briteway Bldg. Maint.	25 Hillcrest AVe.	12	B	Bus. Disc.			15.38	
050-140-18300-0010-001B	Smith Bldg. Systems	45 Counter St.	11	B	Relocated			54.99	
060-010-01400-0010-001H	Thomas N. Shea Ltd.	391 Bath Rd.	12	B	Bus. Disc.			596.05	

SCHEDULE A 6.

APPLICATIONS FOR ADJUSTMENT OF 1977 TAXES
UNDER SECTION 636a OF THE MUNICIPAL ACT, R.S.O. 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Months)	Bus. Res. Com.	Explanation	Refund Public	Cancellation Pub.	Cancellation Sep.
060-050-00300-0000-000L	Dieter Sinn	610 Counter St.	9	C to R	Bus. Disc.		13.83	
060-050-00300-0020-001D	Dieter Sinn	610 Counter St.	9	B	Bus. Disc.		32.30	
060-102-00900-0250-001A	Holway & Hutchison Ins.	1082 Princess St.	11	B	Bus. Relocated		22.56	
060-102-00900-0251-001F	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated			209.47
060-102-00900-0252-001M	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated		14.10	
060-102-00900-0253-001E	Holway & Hutchison Ins.	1082 Princess St.	11	B	Relocated			16.61
060-120-0040-0010-001K	Serva Car Ltd.	914 Princess St.	9	B	New Operation	1,065.40		
060-120-00600-0010-001E	Imperial Oil	910 Princess St.	9	B	New Operation	1,179.61		
060-220-01900-0000-000L	Patrick Pickett	312 Palace Rd.	12	R	Assess. Error			766.81
070-070-12200-0020-001H	John Potter	430 Union St.	12	B	Business Disc.		23.07	
070-080-11900-0000-000H	City of Kingston	Yonge St.	12	R & C	City Owned		8,677.51	472.00
						$ 2,320.87	36,947.79	4,635.94

UNFINISHED BUSINESS

Ald. Miller tabled the following report of Mrs. C.G. Rutter, Vice-President and Public Relations, Kingston Humane Society:

"July was proclaimed Adopt-A-Cat-Month and was sponsored by Kingston Humane Society, Morris the TV Cat (himself a Shelter foundling) and Nine Lives Cat Food.

The purpose of Adopt-A-Cat-Month was to focus public attention on the large number of unwanted, homeless and stray cats which are brought into the Animal Shelter; and to encourage only people who are prepared to accept the responsibilities of cat ownership, to adopt a cat from the Kingston Humane Society Shelter during July, to help reduce the number of cats required to be destroyed.

Adopter of cats during July received a free adoption kit, which included a book on cat care, an adoption certificate and a picture of Morris. During July the regular adoption fee was charged for the cats; i.e. cats over 6 months of age, already sterilized $5. Cats under 6 months of age $15 with a refund of $10 when sterilized. Adopters of cats under 6 months of age sign an undertaking to have the cat sterilized at 6 months of age. All animals over 6 months of age are sterilized before leaving the Shelter for adoption. This policy came into effect in September of last year and applies to dogs as well (in the case of doges the price is $10 over 6 months and $20 under 6 months, with $10 refund when sterilized.). The purpose of this policy is an attempt to prevent the birth of unwanted pets, and to reduce the surplus pet population.

Following are the figures for cats for July 1976 and 1977:

	1976	1977
Cats brought into the Shelter	331	182
Cats sold	47	35
Cats euthanized	248	127
Cats reclaimed	6	-

We are encouraged by the reduction in the figures for 1977 compared with the previous year."

BY-LAWS

Ald. Webb and Ald. Gerretsen left the meeting at 11:29 P.M.

Council consented:

(a) to the inclusion of the provisions of clause 12, Report No. 79, in By-Law 13;

(b) to the deletion of the provisions of clause 14, Report No. 79, from By-Law 13; and

(c) to the addition of By-Law 22 for presentation to Council.

(A) Moved by Ald. French
Seconded by Ald. Hawkins

That By-Laws 1 to 15 and 22 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie
Seconded by Ald. Matthews

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 7 to 15 their third reading.

CARRIED

BY-LAWS (Cont'd)

(C) Moved by Ald. Miller
Seconded by Ald. Mackenzie

That By-Laws 7 to 21 be given their third reading.

CARRIED

(1) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 93: Davis Tannery Redevelopment Site - Orchard St.)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9063)
Clause 6 (A), Report No. 78, 1977

(Ald. Miller opposed) *CARRIED 10:1*

(2) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9064)
Clause 6 (B), Report No. 78, 1977

(Ald. Miller opposed) *CARRIED 10:1*

(3) A By-Law to Provide for the Licensing and Regulating of Public Halls

(FIRST AND SECOND READINGS) (PROPOSED NO. 7131)
Clause 1, Report No. 81, 1977

(Note: This is an re-enactment in new form of By-Law No. 7131)

CARRIED

(4) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks under the Provisions of Section 7 of the Local Improvement Act (Petitions)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9066)
Clause 3, Report No. 82, 1977

CARRIED

(5) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston

(FIRST AND SECOND READINGS) (PROPOSED NO. 9067)
Clause 9 (B), Report No. 83, 1977

CARRIED

(6) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 Feet and on the South Side of Kirkpatrick Street from Brant Avenue Easterly 453.2 Feet under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9068)
Clause 11 (B), Report No. 83, 1977

CARRIED

(7) A By-Law to Repeal By-Law No. 4681, "A By-Law to Authorize the Execution of an Agreement with Douglas L. Hardtman, Q.C."

(THREE READINGS) (PROPOSED NO. 9069)
Clause 17 (A), Report No. 83, 1977

CARRIED

(8) A By-Law to Amend By-Law No. 3, "A By-Law Respecting Certain Officers of the Corporation" (Full Time City Solicitor)

(THREE READINGS) (PROPOSED NO. 9070)
Clause 17 (B), Report No. 83, 1977

CARRIED

(9) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 3, 15, 16 and 18, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9071)

BY-LAWS (Cont'd)

(10) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 5, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9072)
Clause 5, Report No. 79, 1977 (Ald. Miller Opposed) *CARRIED 10:1*

(11) A By-Law to Dedicate Certain Lands as Part of Lower Union Street

(THREE READINGS) (PROPOSED NO. 9073)
Clause 8, Report No. 79, 1977
CARRIED

(12) A By-Law to Dedicate Certain Lands as Parts of Weller Avenue

(THREE READINGS) (PROPOSED NO. 9074)
Clause 10, Report No. 79, 1977
CARRIED

(13) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Clauses 12 and 17, Report No. 79)

(THREE READINGS) (PROPOSED NO. 9075)
Clauses 12 and 17, Report No. 79, 1977
CARRIED, AS AMENDED

(14) A By-Law to Authorize the Execution of an Agreement with Ontario Development Corporation (Loan Agreement: $131,250.00 - Industrial Park Services)

(THREE READINGS) (PROPOSED NO. 9076)
Clause 13, Report No. 83, 1977
CARRIED

(15) A By-Law to Confirm the Proceedings of Council at Its Meeting held on August 8, 1977.

(THREE READINGS) (PROPOSED NO. 9077)
City Council Meeting No. 21
CARRIED

(16) A By-Law to Authorize the Execution of an Agreement with Dacon Corporation Limited (Subdivision: Glenarden South)

(THIRD READING) (PROPOSED NO. 7926)
Clause 1, Report No. 29, 1974
and
Clause 3, Report No. 43, 1974 *CARRIED*

(17) A By-Law to Authorize the Execution of an Agreement with B. & R. Construction (Subdivision: Southwest corner of McMahon Avenue and Windsor Road)

(THIRD READING) (PROPOSED NO. 8058)
Clause 2, Report No. 73, 1974
CARRIED

(18) A By-Law to close a portion of the street allowance for North Street between Montreal Street and Sydenham Street to vehicular traffic

(THIRD READING) (PROPOSED NO. 8595)
Clause 14, Report No. 96, 1975
and
Clauses 1 and 9, Report No. 78, 1977 *CARRIED*

(19) A By-Law to Amend By-Law No. 8964, "A By-Law to Authorize the Construction of a Storm Sewer in Palace Road from Brock Street to 38 Feet South of Carruthers Avenue, including an outlet at the Corporation's expense, under the Provisions of section 7 of the Local Improvement Act (Petition)" (Revise description of work, reduce cost and revise title of By-Law)

(THIRD READING) (PROPOSED NO. 9025)
Clause 12, Report No. 53, 1977
CARRIED

BY-LAWS (Cont'd)

(20) A By-Law to Authorize the Construction of a Sanitary Relief Sewer in the North End Trunk Sewer Right-of-way (General Rate)

(THIRD READING) (PROPOSED NO. 9038)
Clause 14, Report No. 65, 1977 *CARRIED*

(21) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston" (Rezone 2.5 acre parcel of land located at the northwest corner of Montreal and Briceland Streets from A5 (One and Two Family) Residential to B1.134 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9052)
Clause 1 (B), Report No. 75, 1977 *CARRIED*

(22) A By-Law to authorize the Reconstruction of a Concrete Sidewalk on the East Side of Ontario Street from Princess Street Southerly 193 Feet under the Provisions of Section 7 of the Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9078)
Clause 6, Report No. 82, 1977 *CARRIED*

Ald. Clements, Ald. Gerretsen and Ald. Webb returned to the meeting at 11:33.

MOTIONS

(1) Moved by Ald. Breen,
Seconded by Ald. Matthews,

That Clause 7, Report No. 71, 1977, be reconsidered.

(Note:

(a) Pursuant to Rule 27 of By-Law No. 1, a vote of two-thirds of the members present is required to approve the motion; and

(b) Clause 7, Report No. 71, 1977, reads as follows:

"7. That an agreement be entered into with Lamb Real Estate and Insurance Limited to manage the following residential housing units owned by the City of Kingston and any future residential housing units that are acquired by the City for a management fee of 4% of the rental charge:

61 Yonge Street
97 Yonge Street
99 Yonge Street
101 Yonge Street
Calvin Park House
30 Rideau Street
40 Rideau Street ")

LOST 8:6

(2) Moved by Ald. Breen,
Seconded by Ald. Matthews,

That the houses at 61, 97, 99 and 101 Yonge Street and Calvin Park House be deleted from Clause 7, Report No. 71, 1977.

NOT CONSIDERED

MOTIONS (Cont'd)

The following motion was also received:

(3) Moved by Ald. Webb
Seconded by Ald. Gorham

That the best wishes of Council be extended to Mr. John Black, a former Alderman, in his attempt to become Moderator of the United Church of Canada.

CARRIED

(4) Moved by Ald. Gorham
Seconded by Ald. Hawkins

That Council do now adjourn

CARRIED

Council adjourned at 11:37 P.M.

(L.S.)

(Signed) T.J. McKibbin
Clerk-Comptroller

(Signed) Ken Keyes
Mayor

Local Govt.

/

MEETING NO. 22

Pursuant to Rule 3 of By-law No. 1, 1966, Mayor Keyes has summoned a Special Meeting of Council to be held at 5:00 p.m. on Thursday, August 18, 1977, in the Council Chamber, to receive a decision of the Ontario Municipal Board and to consider Report No. 84 of the Finance and Accounts Committee.

ROLL CALL

COMMUNICATIONS

To be referred to the City of Kingston Planning Board

(469) Decision of the Ontario Municipal Board approving Comprehensive Zoning By-law No. 8499 of the City of Kingston.

(Note: Copy of Decision previously distributed to members of Council)

Refer to Public Works Committee

(470) Copy of "Report on Northwest Sanitary Sewer System, Kingston, Ontario" prepared by Underwood McLellan & Associates Limited, Rexdale.

REPORT

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REPORT NO. 84

August 17, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the 1981 Canada Summer Games feasibility committee, application be made to the Minister of Culture and Recreation of Ontario for the City of Kingston to host the 1981 Canada Summer Games.

   It is understood that the capital costs to the City of Kingston will not exceed $1,500,000. and that operating costs are apportioned 80% to Federal Government and 20% to the City.

2. That, as recommended by the Clerk-Comptroller and the Director of Development, the City lease the ground floor of 19 Queen Street to the Department of Public Works (Canada), if required, subject to the following conditions:

   (i) the rental rate to be $6.00 per square foot per annum for an area of 3,100 square feet;

   (ii) the rental rate to include use of the furniture in the building at 19 Queen Street that is not being used;

   (iii) the Department of Public Works to place a deposit of $500.00 with the City to cover damage to furniture; and

   (iv) the Department of Public Works to provide for their own caretaking.

(Note: (a) Gross floor area is 3,840 square feet.

(b) Net useable floor area, excluding washrooms, corridors and stairs, is 3,100 square feet.)

3. That the appointment of Mr. L. H. Tepper, Q.C., as Counsel for the City of Kingston before the Employee Arbitration Hearing to be held on August 26, 1977, be ratified and confirmed.

4. That, as recommended by the City Negotiating Committee, effective January 1, 1977, the salaries of the Fire Chief and the Deputy Fire Chief be increased as follows:

	Rate	
	1976	1977
Fire Chief:	$24,284.	$26,684.
Deputy Chief:	$22,255.	$24,058.

5. That the Corporation of the City of Kingston apply to the City of Kingston Planning Board for a zone change on the property of Beaufort Realties 1964 Inc. on the north of Bath Rd. west of Queen Mary Road from a depth of 260 feet to a depth of 300 feet north of Bath Road from B1.110 (Multiple Family) to C-2 (Commercial) in accordance with the provisions of an earlier agreement with Beaufort Realties.

Respectfully submitted,

(CHAIRMAN)

The Finance and Accounts Committee may present the following:

6. That the following persons be proposed to the Queen's Silver Jubilee Committee of Ontario to receive a Queen's Silver Jubilee Medal from the Government of Canada in expression of exemplary serv ice rendered by the recipients in their various walks of life, and of the esteem in which they are held by their associates:

1.
2.
3.
4.
5.

(Note: Members of Council are requested to submit names to the office of the Mayor, by telephone, for consideration by the Medal Sub-committee of Finance Committee which will be meeting at noon on August 18th.)

BY-LAWS (confirmation of Proceedings)

Local Govt.

CITY COUNCIL MEETING NO. 22

Pursuant to Rule 3 of By-Law No. 1, 1966, a Special Meeting of Council summoned by Mayor Keyes was held at 5:11 P.M. on Thursday, August 18, 1977, in the Council Chamber, to receive a decision of the Ontario Municipal Board and to consider Report No. 84 of the Finance and Accounts Committee. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Clements, Ald. French (arrived at 6:15 P.M.), Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Timmins. (11)

COMMUNICATIONS

Referred to the City of Kingston Planning Board

(469) Decision of the Ontario Municipal Board approving Comprehensive Zoning By-law No. 8499 of the City of Kingston, and its amending By-laws:

- By-law 8723, as amended by By-law 8873,
- By-law 8725,
- By-law 8825, and
- By-law 8729

AND EXCLUDING the following lands from the approval of By-law 8499:

(a) Caven Developments Limited site (approximately 30 acres at south-east corner of Alcan Property; and

(b) Proposed Kingston Regional Shopping Centre site at north-east corner of Division Street and Highway 401

AND EXCLUDING from its Order and REFERRING BACK to City Council for RECONSIDERATION the following items:

1. The "C1" lands within the block bounded by Charles, Dufferin, Bagot and Rideau Streets;
2. The area bounded on the north by the south side of Charles Street, on the south by the south limit of Markland Street as projected easterly to Bagot Street, on the west by the rear property lines of the properties fronting on the west side of Montreal Street and on the east by the west limit of Bagot Street;
3. The Tompkins Funeral Home lands at No. 49 Colborne Street;
4. William Weston properties at Nos. 257-259 Queen Street;
5. No. 412 Bagot Street (Mrs. Molly Cohen);
6. Cochrane Grocery property - north-west corner of Bay and Bagot Streets;
7. No. 424 Bagot Street (T.E. Norman);
8. E.J. Blaney property at south-west corner of Montreal Street and Raglan Road;
9. Nos. 61-63 John Street (Pat's Grocery);

COMMUNICATIONS (Cont'd)

10. No. 121 Cataraqui Street (Brewers' Retail);
11. No. 330 Division Street (Mrs. Carol Hopkinson);
12. Certain lands on east side of Montreal Street owned by Elders Beverages, Burton Sanitation and City-owned lands to south;
13. I. Cohen property - west side of Montreal Street;
14. Weston Bakeries lands - north side of Railway Street, zoned "M6";
15. Properties of Homestead Land Holdings Limited and C.M. Smith Estate on north side of Ontario Street as shown on Exhibit 54;
16. Property of Mrs. Dorothy Geiger on south side of Maitland Street;
17. Property of Mississauga Apartments Limited, south of Princess Street, west of Portsmouth Avenue, zoned Bl.109 and Bl.110, and
18. Section 17.3(g) of By-law 8499.

AND EXCLUDING Approval, in this decision, of following lands referred to the Board in connection with Ministerial approval of Official Plan Amendment No. 71, as they are dealt with in the decision of the Board thereon, which has not yet been received:

- Dacon Proposal for 6.2 acres south of Green Drive;

- Case Property, south side of Bath Road and west of C.N.R. tracks; and

- John L. Smith holdings, south of Princess Street and east of C.N.R. Mainline tracks.

(Note: (1) Council may wish to review the proposed acquisition of certain lands which it had assumed would have non-conforming uses on them.

(2) Copy of decision previously distributed to members of Council.))

Referred to the Public Works Committee and to the Planning Board

(470) Copy of "Report on Northwest Sanitary Sewer System, Kingston, Ontario" prepared by Underwood McLellan & Associates Limited, Rexdale, for Nutana Properties Limited, concluding:

Development of the Nutana lands will neither increase the flow of sanitary sewage nor permit infiltration of storm water to the point where the capacity of the north end trunk or the North End Pumping Station will be strained to the degree requiring overflows or by-passes to the Little Cataraqui Creek.

REPORTS

Ald. Gerretsen presented Report No. 84 Finance and Accounts Committee as follows:

Council consented to the addition of clause 6, for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Report No. 84 of the City of Kingston Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 84

August 17, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

Moved by Ald. Gerretsen
Seconded by Ald. Mackenzie,

That Council resolve itself into the Committee of the Whole, with Mayor Keyes in the Chair, to discuss clause 1, Report No. 84, with the members of the 1981 Canada Summer Games Feasibility Committee who are present:

Ald. Clements
Ald. Timmins
Mayor Keyes
Mr. D.R. Fluhrer

CARRIED

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Council rise from the Committee of the Whole and the Chairman Report.

CARRIED

Mayor Keyes reported that clause 1, Report No. 84, was discussed.

1. That, as recommended by the 1981 Canada Summer Games feasibility committee, application be made to the Minister of Culture and Recreation of Ontario for the City of Kingston to host the 1981 Canada Summer Games.

   It is understood that the capital costs to the City of Kingston will not exceed $1,500,000. and that operating costs are apportioned 80% to Federal Government and 20% to the City.

CARRIED 8:2

(See Recorded Vote)

Ald. Timmins requested a recorded vote, which was as follows:

YEAS: Mayor Keyes, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller (8).

NAYS: Ald. Allmark, Ald. Timmins (2).

REPORTS (Cont'd

Report No. 84 - Finance and Accounts Committee (Cont'd)

2. That, as recommended by the Clerk-Comptroller and the Director of Development, the City lease the ground floor of 19 Queen Street to the Department of Public Works (Canada), if required, subject to the following conditions:

   (i) the rental rate to be $6.00 per square foot per annum for an area of 3,100 square feet;

   (ii) the rental rate to include use of the furniture in the building at 19 Queen Street that is not being used;

   (iii) the Department of Public Works to place a deposit of $500.00 with the City to cover damage to furniture; and

   (iv) the Department of Public Works to provide for their own caretaking.

(Note: (a) Gross floor area is 3,840 square feet.

(b) Net useable floor area, excluding washrooms, corridors and stairs, is 3,100 square feet.)

CARRIED

3. That the appointment of Mr. L. H. Tepper, Q.C., as Counsel for the City of Kingston before the Employee Arbitration Hearing to be held on August 26, 1977, be ratified and confirmed.

CARRIED

4. That, as recommended by the City Negotiating Committee, effective January 1, 1977, the salaries of the Fire Chief and the Deputy Fire Chief be increased as follows:

	Rate	
	1976	1977
Fire Chief:	$24,284.	$26,684.
Deputy Chief:	$22,255.	$24,058.

CARRIED

5. That the Corporation of the City of Kingston apply to the City of Kingston Planning Board for a zone change on the property of Beaufort Realties 1964 Inc. on the north of Bath Rd. west of Queen Mary Road from a depth of 260 feet to a depth of 300 feet north of Bath Road from B1.110 (Multiple Family) to C-2 (Commercial) in accordance with the provisions of an earlier agreement with Beaufort Realties.

CARRIED

Ald. French arrived at 6:15 P.M.

6. That the following persons be proposed to the Queen's Silver Jubilee Committee of Ontario to receive a Queen's Silver Jubilee Medal from the Govenment of Canada in expression of exemplary service rendered by the recipients in their various walks of life, and of the esteem in which they are held by their associates:

   1. Mr. Michael Davies
   2. Rev. Monseigneur John G. Hanley
   3. Mr. Terrace J. McKibbin
   4. Mr. Wilfred Pluard
   5. Miss Verna Wilson

CARRIED

REPORTS (Cont'd)

Report No. 84 - Finance and Accounts Committee (Cont'd)

Respectfully submitted,

(Signed)

Ken Keyes (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

BY-LAWS

(A) Moved by Ald. Gerretson,
Seconded by Ald Hawkins,

That By-Law 1 be given its first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 1 its third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Law 1 be given its third reading.

CARRIED

(1) A By-Law to Confirm the Proceedings of Council at Its Meeting held on August 18, 1977.

(THREE READINGS) (PROPOSED NO. 9079)
City Council Meeting No. 22 *CARRIED*

MOTION

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That Council do now adjourn.

CARRIED

Council adjourned at 6:20 P.M.

(L.S.)

(Signed) M.C. Healy
Deputy City Clerk

(Signed) Ken Keyes
Mayor

Local Gov

MEETING NO. 23

Pursuant to Rule 3 of By-law No. 1, 1966, Mayor Keyes has summoned a Special Meeting of City Council to be held at 5:15 p.m. on Friday, September 2, 1977, in the Council Chamber, to receive the report of the Inquiry Officer and to consider Report No. 84A of the Finance and Accounts Committee.

ROLL CALL

COMMUNICATIONS

To be filed

(471) Report of Mr. G. William Gorrell, Q.C., Inquiry Officer, on the hearing held August 15, 1977, on the proposed expropriation of 220 and 222 Princess Street for the purpose of improvements to the Grand Theatre stating:

> "I consider the expropriation quite reasonable and I am of the opinion that the expropriation is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority."

(Note: Copy of Report of Inquiry Officer distributed to each member of Council with this Agenda.)

REPORT

REPORT NO. 84A

August 18, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. WHEREAS *Application for Approval to Expropriate Land*, dated February 14, 1977, concerning 220 Princess Street, was tabled at Council on February, 14, 1977;

   AND WHEREAS *Application for Approval to Expropriate Land*, dated May 24, 1977, concerning 222 Princess Street, was tabled at Council on May 24, 1977;

   AND WHEREAS after due service of Notice of the application for approval to expropriate upon each registered owner of the lands to be expropriated and after due publication of the Notice in *THE WHIG STANDARD* requests were received for an Inquiry Hearing;

   AND WHEREAS the Inquiry Hearing was held on August 15, 1977, and the Report of the Inquiry Officer has been received wherein he concludes that the taking of the lands is fair, sound and reasonably necessary in the achievement of the objectives of The Corporation of the City of Kingston;

   AND WHEREAS the Council of the Corporation of the City of Kingston has considered the Report of the Inquiry Officer:

   THEREFORE BE IT RESOLVED, that the proposed expropriation of land, required for the purpose of improvements to the Grand Theatre, known as 220 and 222 Princess Street and being the easterly 40 feet, more or less, of Part of Lot 7, "Selma" Subdivision of Park Lot 1 (south side of Princess Street) in the City of Kingston in the County of Frontenac, from Samuel Springer & Sons Properties Limited is hereby approved since it is deemed necessary to expand and renovate the Grand Theatre in order to provide the following amenities for its use:

   Enlargement of Lobby

   Washrooms

   Lounge and Refreshment Areas, and

   Conference and Office Space.

   - and -

   That the necessary by-law to expropriate the above recited land be presented to Council.

(Note: 1. Clause 1, Report No. 84A, authorized for presentation to Council by Clause 77-527 of Meeting No. 32 of the Finance and Accounts Committee;

2. Copy of Report of Inquiry Officer has been distributed to all members of Council.)

Respectfully submitted,

(Chairman)

BY-LAWS

(A) That By-Laws 1 and 2 be given their first and second readings.

(b) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws No. 1 and 2 their third reading.

(c) That By-Laws 1 and 2 be given their third reading.

(1) A By-Law to Authorize the Expropriation of Certain Lands, known as 220-222 Princess Street, for the Purpose of Improvements to the Grand Theatre.

(THREE READINGS) (PROPOSED NO. 9080)
Clause 1, Report No. 84A, 1977.

(2) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 2, 1977.

(THREE READINGS) (PROPOSED NO. 9081)
City Council Meeting No. 23

MOTION

Local Govt.

CITY COUNCIL MEETING NO. 23

Pursuant to Rule 3 of By-law No. 1, 1966, a Special Meeting of City Council summoned by Major Keyes was held at 5:15 p.m. on Friday, September 2, 1977, in the Council Chamber, to receive the report of the Inquiry Officer and to consider Report No. 84A of the Finance and Accounts Committee. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Clements, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (10)

COMMUNICATIONS

Filed

(471) Report of Mr. G. William Gorrell, Q.C., Inquiry Officer, on the hearing held August 15, 1977, on the proposed expropriation of 220 and 222 Princess Street for the purpose of improvements to the Grand Theatre stating:

> "I consider the expropriation quite reasonable and I am of the opinion that the expropriation is fair, sound and reasonably necessary in the achievement of the objectives of the expropriating authority."

(Note: Copy of Report of Inquiry Officer distributed to each member of Council with this Agenda.)

REPORT

Ald. Gerretsen presented Report No. 84A Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Report No. 84A of the Finance and Accounts Committee be received and adopted.

REPORT NO. 84A

August 18, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. WHEREAS *Application for Approval to Expropriate Land*, dated February 14, 1977, concerning 220 Princess Street, was tabled at Council on February, 14, 1977;

   AND WHEREAS *Application for Approval to Expropriate Land*, dated May 24, 1977, concerning 222 Princess Street, was tabled at Council on May 24, 1977;

   AND WHEREAS after due service of Notice of the application for approval to expropriate upon each registered owner of the lands to be expropriated and after due publication of the Notice in *THE WHIG STANDARD* requests were received for an Inquiry Hearing;

   AND WHEREAS the Inquiry Hearing was held on August 15, 1977, and the Report of the Inquiry Officer has been received wherein he concludes that the taking of the lands is fair, sound and reasonably necessary in the achievement of the objectives of The Corporation of the City of Kingston;

   AND WHEREAS the Council of the Corporation of the City of Kingston has considered the Report of the Inquiry Officer:

   THEREFORE BE IT RESOLVED, that the proposed expropriation of land, required for the purpose of improvements to the Grand Theatre, known as 220 and 222 Princess Street and being the easterly 40 feet, more or less, of Part of Lot 7, "Selma" Subdivision of Park Lot 1 (south side of Princess Street) and right of way, in the City of Kingston in the County of Frontenac, from Samuel Springer & Sons Properties Limited is hereby approved since it is deemed necessary to expand and renovate the Grand Theatre in order to provide the following amenities for its use:

   Enlargement of Lobby

   Washrooms

   Lounge and Refreshment Areas, and

   Conference and Office Space.

   - and -

   That the necessary by-law to expropriate the above recited land be presented to Council.

(Note: 1. Clause 1, Report No. 84A, authorized for presentation to Council by Clause 77-527 of Meeting No. 32 of the Finance and Accounts Committee;

2. Copy of Report of Inquiry Officer has been distributed to all members of Council.)

(see By-Law 1 : No. 9080)

CARRIED 9:1

(Ald. Hawkins opposed)

REPORTS (Cont'd)

Report No. 84A - Finance and Accounts Committee (Cont'd)

Respectfully submitted,

(Signed) *Ken Keyes* (Chairman)
J.P. Garretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

BY-LAWS

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That By-Laws 1 and 2 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws No. 1 and 2 their third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Laws 1 and 2 be given their third reading.

CARRIED

(1) A By-Law to Authorize the Expropriation of Certain Lands, known as 220-222 Princess Street, for the Purpose of Improvements to the Grand Theatre.

(THREE READINGS) (PROPOSED NO. 9080)
Clause 1, Report No. 84A, 1977

(2) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 2, 1977.

(THREE READINGS) (PROPOSED NO. 9081)
City Council Meeting No. 23

MOTION

Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Council do now adjourn. *CARRIED*

Council adjourned at 5:24 p.m.

(L.S.)

(Signed) *M.C. Healy*
Deputy City Clerk

(Signed) *Ken Keyes*
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, September 12, 1977.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 21, held on August 8th, 1977, City Council Meeting No. 22, held on August 18, 1977 and City Council Meeting No. 23, held on September 2, 1977, be adopted as printed.

COMMUNICATIONS

To Be Filed

(472) Copies of *"Background"* from the Ministry of Treasury, Economics and Intergovernmental Affairs, as follows:

No. 77/30 - dated July 29, 1977.
No. 77/31 - dated August 5, 1977.
No. 77/32 - dated August 12, 1977.
No. 77/33 - dated August 19, 1977.
No. 77/34 - dated August 26, 1977.

(Note: Copies previously distributed to all Members of Council.)

(473) From the Ontario Heritage Foundation, enclosing cheque in the amount of $20,100.00, representing the first payment on the project grant allocation of $69,174.00 for restoration of the Bishop's House.

(474) From Central Mortgage and Housing Corporation, a brochure outlining C.M.H.C.'s program activities, which will be converted to metric terms in time for the construction industry's M-Day, which is January 1, 1978. Programs involved include C.M.H.C. Standards, the National Building Code, amendments to C.M.H.C. Regulations, C.M.H.C. publications, N.H.A. Programs, C.M.H.C. tender and proposal calls, data collection and relevant data banks.

(475) From the Anti-Inflation Board, notifying that the compensation increase for employees who are members of Local 141, C.U.P.E. has been accepted by the Board.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(476) From the Honourable Robert Welch, Minister of Culture and Recreation, notifying that the 1977-78 budget and the 1978-79 safe commitment level for projects under the base program and the arena construction/renovation program have been committed, and that no further comitments are being issued under the Community Recreation Centres Act for the moment. Further applications will be held in chronological order according to the date of receipt at Queen's Park, and dealt with on this basis at the earliest moment.

(477) From the Ministry of Housing, enclosing revised AHOP/HOME outline, which includes:

(1) AHOP's interest reduction loan, which has the effect of reducing the first year's mortgage payments to 8%;

(2) AHOP's non-repayable subsidy - a maximum of $750.00 during first year of occupancy; and

(3) Provincial HOME grant, which is designed to bring mortgage payments and taxes down to 30% of a family's gross annual income - non-repayable maximum of $62.50 monthly in the first year of residency.

(*Note:* *Present maximum price for homes qualifying for assistance in Kingston is $37,500.00.*)

(478) From the Cataraqui Region Conservation Authority, Minutes of Meetings of the Executive of the Authority held on August 10th and August 24th, 1977.

(479) Statement of Revenue and Expenditures for the period ending June 30, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of June 1977	Month of June 1976
Operating Deficit:	$691,037.	$364,896.	$ 99,644.	$ 58,344.
Debentures:	36,200.	18,100.	3,017.	3,849.
Totals:	$727,237.	$382,996.	$102,661.	$ 62,849.

- and -

Statement of Revenue and Expenditures for the period ending July 31, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of July 1977	Month of July 1976
Operating Deficit:	$691,037.	$437,060.	$ 72,161.	$ 51,447.
Debentures:	36,200.	21,117.	3,017.	3,849.
	$727,237.	$458,177.	$ 75,178.	$ 55,296.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(480) From the Honourable Keith C. Norton, Minister of Community and Social Services, copy of letter dated August 15, 1977 to Dr. P.W. Rogers, President of the Children's Aid Society, notifying that he has accepted the revision of the Society's estimate for 1977 in the amount of $822,907.00, and giving 30 days notice from August 24, 1977 of his intention to vary the estimate, as provided in Section 9, subsections 1 and 2 of The Child Welfare Act.

(Note: A copy of Mr. Norton's letter has been referred to Mr. B.G. Cousens, City Treasurer.)

Which Have Been Referred to the City of Kingston Planning Board

(481) From Cunningham, Little, solicitors for H.P. Davis, concerning the timing of the Environmental Study on the Davis Tannery property, and notifying it is expected the consultants will be in touch with their representatives of the Ministry of the Environment before the end of August 1977.

(482) From Mr. William D. Dolman, Senior Planner, Official Plans Branch, Ministry of Housing, enclosing a copy of proposed amendment No. 11 to the Official Plan for the Pittsburgh Planning Area, which has been submitted for approval under the provisions of Section 17 of The Planning Act, and requesting that any comments the City may have with respect to this proposed amendment be forwarded to the Ministry of Housing by October 16, 1977.

(483) From the Cataraqui Region Conservation Authority, requesting comments of Council prior to September 15, 1977, with respect to application for a fill permit by Sylmar Limited (Acme Window Cleaners) on Pt. Lot 23, Conc. III, City of Kingston - Industrial Park.

(484) From the Cataraqui Region Conservation Authority, requesting comments of Council prior to September 14, 1977, with respect to application for a fill permit by Homestead Land Holdings Limited on Pt. Lot 16, Conc. II, City of Kingston (Parkway Apartments).

(485) From Mr. Joseph Dominik, Architect, on behalf of the Royal Canadian Legion Villa, applications to amend the Official Plan and Zoning By-Law No. 8499 to permit construction of a 140 unit apartment building for veterans, senior citizens and the handicapped, at the northwest corner of Sir John A. Macdonald Boulevard and Bath Road.

(486) From the Honourable John R. Rhodes, Minister of Housing, enclosing copy of the special edition of Housing Ontario, dated June 28, 1977, containing a summary of the Report of the Planning Act Review Committee, and requesting responses to the Report by October 15, 1977.

(487) From Mr. J.F. Brown, Director, Community Renewal Branch, Ministry of Housing, enclosing cheque in the amount of $100,000.00, representing the second accountable advance of the City's 1977-78 per capita provincial grant under the Ontario Home Renewal Program.

(488) From Lord and Conacher, solicitors for J. Fern Inc., proposing that the condominium agreement between the City and J. Fern Inc. be amended, as requested by the Ministry of the Environment, to provide that J. Fern Inc. are required to notify all prospective purchasers of property in the condominium development of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property; and enclosing copy of draft amending agreement.

COMMUNICATIONS (cont'd)

Which Have Been Referred to the City of Kingston Planning Board (cont'd)

(489) From Pryal and Headrick, solicitors for Gerald Splinter Ltd., requesting that Section 2 of the development control agreement between the City and Gerald Splinter Limited for the construction of 18 two-storey attached dwelling units on the south side of Newcourt Place be amended to provide that the time limit in which construction must take place be extended from six months to twelve months.

(490) From Mr. L.H. Tepper, Q.C., solicitor for Mrs. Molly Cohen, owner of 412 Bagot Street, notifying that the prospective tenant for this property (Ambulance Service) is prepared to enter into a lease agreement, but must have possession no later than November 1, 1977; and requesting that, because of the urgency involved and the vital nature of the service concerned and the time limit imposed for possession by the Ambulance Service, this matter be discussed as soon as possible.

(491) From Mrs. Geraldine R. Tepper, solicitor for Mario Gencarelli, stating that the recommendation that a cement block fence be built along the westerly lot line of 518 Albert Street would involve the cutting down of the boundary tree which would affect the amenities of the property; and further, that she understands Mr. Gencarelli has discussed the matter of the concrete curbing along the easterly boundary with Alderman Hawkins and Alderman Matthews, who now believe that the requirement for concrete curbing is not necessary, since that area separates the Gencarelli property from another commercial property.

To Be Referred to the City of Kingston Planning Board and the Local Architectural Conservation Advisory Committee

(492) From the City of Windsor, requesting that their following resolution be endorsed:

"WHEREAS the Provincial Legislature has enacted the Ontario Heritage Act to provide for the preservation of buildings of HIstoric and/or Architectural significance; and

WHEREAS many of the buildings of great Architectural and Historical significance are the property of the Provincial Government; and

WHEREAS the Provincial Government at present does not permit the designation of Provincially owned buildings under provisions of the Ontario Heritage Act:

THEREFORE BE IT RESOLVED that the Provincial Government extend the authority to designate buildings under the Ontario Heritage Act to include buildings or structures owned by the Province."

To Be Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(493) From the Honourable John R. Rhodes, Minister of Housing, enclosing information on a symposium on Downtown Cores, which will be held at the Royal York Hotel on November 1st and 2nd, 1977.

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Finance Committee and the City of Kingston Planning Board

(494) From Mr. D.L. Hardtman, Q.C., Acting City Solicitor, letters dated August 24th and August 29th, 1977, notifying that the application of the City of Kingston for judicial review into the matter of filling of Part Lots 15 and 16, Conc. II, by John L. Smith, has been granted by the Divisional Court and the Order of the Mining and Lands Commissioner, dated December 24, 1975, is quashed; and enclosing copy of Reasons for Judgement in this case.

(Note: Copy of Reasons for Judgement have been distributed previously to the members of Council.)

Which Have Been Referred to the Finance and Accounts Committee

(495) From the Public Utilities Commission of the City of Kingston, offering for sale to the City a triangular piece of land owned by the Commission on the south side of Princess Street west of the Holiday Inn property.

(496) From Public Works Canada, Ontario Region, inquiring if the City is interested in acquiring at market value a parcel of land comprising 0.78 acre, and containing two heritage type stone houses and two garages, on Sir John A. Macdonald Boulevard, at the corner of Union Street.

Which Has Been Referred to the Public Works Committee

(497) From the Ministry of Transportation and Communications, notifying that the Minister has authorized a supplementary subsidy allocation for the City of Kingston in the amount of $4,413.00 for Special Winter Maintenance; and further advising that the totals for subsidy allocations are as follows:

Construction	Maintenance	Total
$436,000.00	$704,413.00	$1,440,413.00

To Be Referred to the Public Works Committee

(498) From the City of London, requesting that their following resolution be endorsed and forwarded to the Minister of Transportation and Communications for consideration:

"WHEREAS Section 63 of The Public Transportation and Highway Improvement Act sets forth the manner in which appointments are made to Suburban Road Commissions;

AND WHEREAS Subsection 12 of the said Section precludes members of a Municipal Council from appointment thereto;

AND WHEREAS it is deemed desirable, for the purpose of improved liaison, that Municipal Councils, and in particular Councils of Cities and Separated Towns, should be able to appoint their own members to sit on such Commissions:

THEREFORE BE IT RESOLVED that the Minister of Transportation and Communications be requested to amend Subsection 12 of Section 63 of the said Act by deleting therefrom the words 'or of a Municipal Council' and subsection 6 to reduce the term of Commission Members to two years, so that the said Subsections would then read as follows:

COMMUNICATIONS (cont'd)

To be Referred to the Public Works Committee (cont'd)

(498) cont'd

> *'(6) The members of Suburban Roads Commissions shall hold office for a term of two years from the date of the Order-in-Council directing the Commission to be appointed and no longer, and that at the expiration of the period, and thereafter at the expiration of every period of two years, the members of a Commission shall be appointed as provided in this Section, and any member of a Commission is eligible for reappointment;'* .
>
> *'(12) Notwithstanding any general or special Act, no person who is a member of the Assembly or who is an employee of a municipality, is eligible to be a member of a Suburban Roads Commission;'.*"

(499) From the Township of Delhi, requesting that their following resolution be endorsed and forwarded to the Ministry of Agriculture and Food, local member of the Legislature, and the Association of Municipalities of Ontario:

"WHEREAS Drainage subsidies to the extent of 3.749 million dollars was paid by the Province of Ontario to Municipalities for the construction and repair of Municipal Drains in 1976;

AND WHEREAS for effective drainage from Tile Drainage systems adequate outlets are required which normally discharge into Municipal Drains;

AND WHEREAS for Drainage sytems to function effectively, drain maintenance work is required;

AND WHEREAS the select committee on Land Drainage recommended that maintenance work on Municipal Drains be eligible for a subsidy in order that adequate outfalls are provided at all times;

AND WHEREAS with the exception of Section 85 subclause (2) a and b and Section 87, subsection 3 of the 1975 Drainage Act was proclaimed in force as of April 1, 1976:

BE IT RESOLVED THAT the Township of Delhi requests that the Minister of Agriculture give consideration to the proclaiming of the outstanding sections."

Which Have Been Referred to the Community Services Committee

(500) From the Honourable Robert Welch, Minister of Culture and Recreation, notifying that Rideaucrest Home for the Aged has been awarded a grant in the amount of $17,388.00 to assist with the purchase of a wheelchair bus.

(501) From the Honourable John R. Rhodes, Minister of Housing, notifying that Council's recommended changes to the Housing Development Act & Municipal Act are, in his opinion, unnecessary, because municipalities already have the power to borrow for a Section 22 Planning Act Neighbourhood Improvement Program under the general borrowing provisions of the Municipal Act; and further notifying that, since Section 6(5) of the Housing Development Act dispenses with the necessity of electoral or Ontario Municipal Board approval, any broadening of either it or Section 22 of the Planning Act is a policy decision which would have to be made with the concurrence of the Ministry of Treasury, Economics and Intergovernmental Affairs, and therefore, Council's resolution has been forwarded to the Honourable Darcy McKeough so that the policy implications of the request for a further exemption from these approvals may be properly assessed.

COMMUNICATIONS (cont'd)

Which Have Been Referred to the Community Services Committee (cont'd)

(502) From Mr. D.M. Allan, Executive Director, Fiscal Policy Division, Ministry of Treasury, Economics and Intergovernmental Affairs, notifying that, with respect to Council's recommendation concerning Bill No. 67:

(1) Council's proposed amendment to the Housing Development Act seems inappropriate since Section 6(5) of the Act deals with joint OHC housing projects, whereas Council's concern is with Neighbourhood Improvement Program projects. Moreover, the suggested amendment would have the effect of exempting municipal debt for NIP purposes from OMB control and as such, would run counter to the province's long standing policy of ensuring municipal debt levels are kept within prudent limits.

(2) With regard to the proposed amendment to Section 293 of The Municipal Act, public hearings are held on all aspects, including financial implications of NIP projects before the projects are approved by the Ministry of Housing, and it therefore appears superfluous to require NIP projects to receive assent of the electors under Section 293. Accordingly, he will recommend to The Treasurer that Section 293 be amended to exempt from assent of the electors those capital projects which have been subject to public hearings prior to receiving Provincial approval of a redevelopment plan under Section 22(5) of The Planning Act.

To Be Referred to the Community Services Committee

(503) From the City of Cambridge, requesting that their following resolution be endorsed:

"THAT Council of the City of Cambridge recommends that the Minister of Housing for Ontario execute the necessary Agreement with the Federal Government to enable the home owners in Ontario to be eligible for funding of home insulation products through the new Federal Home Insulation Program."

To Be Referred to the Housing Sub-Committee

(504) From the Ministry of Housing, outlining the status of the Rent Supplement Program in the City of Kingston.

Which Have Been Referred to the Transportation Committee

(505) From the Public Utilities Commission of the City of Kingston, requesting Council approval for an additional bus stop through the Glenarden development on the east side of Westmoreland Road at Inverness Crescent.

(506) From Earl Berger Limited, enclosing reports on the Toronto Island Airport Study Program dated July and August, 1977.

To Be Referred to the Transportation Committee

(507) From the Regional Municipality of Ottawa-Carleton, requesting that their following resolution be endorsed:

"The Council of the Regional Municipality of Ottawa-Carleton and the Council of the City of Ottawa forward a resolution to the Province of Ontario requesting that:

1) a standardized pedestrian crossover, having uniform overhead lighting fixtures, a uniform method of operation, and uniform installation warrants, be developed by the Ontario Ministry of Transportation and Communications for application throughout the Province of Ontario;

COMMUNICATIONS (cont'd)

To Be Referred to the Transportation Committee (cont'd)

(507) cont'd.

> *2) The Province of Ontario, through the Ministry of Transportation and Communications, work directly with the Council on Uniform Traffic Control Devices for Canada to develop a standardized pedestrian crossover traffic control device, having uniform legislation, uniform operating methods, uniform signing, uniform overhead lighting fixtures, uniform pavement markings and uniform installation warrants, for application across Canada."*

Which Has Been Referred to the Parks and Recreation Committee

(508) From Marathon Realty Company Limited, notifying that it has been considered necessary to increase the annual rental on the Rideau Street Playground property from $1,200.00 to $1,800.00, effective October 1, 1977.

To Be Referred to the Public Works Committee

(509) From Dacon Corporation Limited, requesting that the Greenridge Place Subdivisions, Phases I, II and III, be adopted by the City, subject to the provision of a two year maintenance bond.

(510) From Dacon Corporation Limited, requesting that the services in the Country Club Estates Subdivision be adopted by the City.

To Be Referred to the Community Services Committee

(511) From Judge George Thomson, Associate Deputy Minister, Community and Social Services, Children's Services Division, enclosing a copy of Bill 23, "An Act to Provide for the Transfer of Services Relating to Children," which transfers responsibility for the administration of certain services relating to children to the Minister of Community and Social Services.

(512) From the City of Hamilton, notifying that Hamilton City Council did not endorse the resolution from the City of Kingston dealing with a proposed amendment to the Dog Licencing and Livestock and Poultry Protection Act, and enclosing copy of their By-Law No. 76-271, which provides for the restraining of a dog on a leash by the owner.

To Be Referred to the City of Kingston Planning Board

(513) From the Waterfront Users Association, objecting to By-Law No. 9064 - Rezoning of the Davis Tannery Property.

To Be Filed

(514) From Central Mortgage and Housing Corporation enclosing cheque in the amount of $5,340. which represents payment for R.R.A.P. Agency Administration Fees for the City of Kingston for July and August, 1977.

COMMUNICATIONS (cont'd)

To Be Referred to the City of Kingston Planning Board

(515) Copy of Decision of the Ontario Municipal Board, dated September 7, 1977, concerning approval of Official Plan Amendment No. 71 as it applies to the following lands:

(1) Lands of J.L. Smith located 600 feet southwest of Princess Street, west of the Cataraqui River and southeast of the Canadian National Railway line and designated as Hazard Land.

(2) Lands of Donald Case comprising a 2.5 acre parcel of land south of the Bath Road between the Little Cataraqui River and the Canadian National Railway spurline.

(3) Lands of Dacon Corporation Limited comprising lands situate south of Green Drive, east of the Canadian National spurline and designated as Hazard Land.

- and -

In the Matter of a reference to the Board by the Minister of Housing of an application by Dacon Corporation Limited for an order directing an amendment to the Official Plan to change from Recreation, Parks and Open Spaces to Residential the designated use of lands comprising a 6.2 acre parcel of land located south of Green Drive.

- and -

In the Matter of an appeal by Cecil E. Law from a decision of the Committee of Adjustment.

- and -

In the Matter of an application by the City for approval of By-Law No. 8499 notifying as follows:

J.L. Smith: The decision of the Board is that the designations of the J.L. Smith lands are Hazard Lands and Recreation, Parks and Open Space as sought by the City in Amendment No. 71. With respect to By-Law 8499 as it affects the J.L. Smith lands proposed to be zoned "FP", that zoning is approved. It has been the consistent position of the Board on prior zoning applications as they affect privately-owned lands, that the zoning for park purposes was not approved. The Board, therefore, refers the OS2 lands in the J.L. Smith ownership back to Council for reconsideration, in the full realization that the Official Plan designations approved may complicate other proposals for zoning.

Donald Case: The designation of the Case lands (2.5 acres) is commercial. The zoning under By-Law 8499 is referred back to Council to determine the specific desires of the owner as outlined in the evidence and to restrict the use of those lands to those uses.

Dacon Corporation Limited: The designation of the lands as Residential shall be at a density of 27.5 units per acre for that area proposed by the City as Parks, Recreation and Open Space. With respect to the lands proposed to be designated by the City as Hazard Lands, they will be Hazard Lands with the exception that suitable access be obtained from Green Drive to the area to be developed. The Board is to be provided with wording appropriate for that exception to be included in its Order.

Cecil E. Law Appeal: Dismissed.

and further notifying that the zoning with respect to all of the lands will be referred back to Council for the zoning appropriate to implement the above.

(NOTE: Copy of the O.M.B. decision has been distributed to all members of Council with the Planning Board Agenda.)

PETITIONS

REPORTS

REPORT NO. 85

August 25, 1977

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS Miss Nancy Hill, a Nursing attendant at Rideaucrest Home for the Aged since July 1975, has applied for a ten-month leave of absence for the purpose of attending St. Lawrence College on a full-time basis to take the Registered Nursing Attendant Course; and

   WHEREAS this application for leave of absence is supported by the Administrator of the Home;

   THEREFORE BE IT RESOLVED that Miss Nancy Hill be granted a ten month leave of absence from her employment as a Nursing Attendant at Rideaucrest Home for the Aged, commencing in September, 1977, such leave of absence to be without pay.

Respectfully submitted,

Chairman

REPORT NO. 86

To the Mayor and Aldermen:

August 31, 1977

The Transportation Committee reports and recommends as follows:

1. That the fine for parking at an expired meter be increased from $1.00 to $2.00 effective October 1, 1977.

   (Alderman Webb opposed)

2. That approval be given for Bell Canada to install three new telephone booths in the following locations:

   a) King and Clarence Streets on the west side of the planter at the Brewer's Retail Store.

   b) Southeast corner of Bagot and Clarence Streets.

   c) Southwest corner of King and Brock Streets on the north side of the Imperial Bank of Commerce.

3. That the "Loading Zone - No Parking" sign on the east side of Bagot Street between William and Johnson Streets, commencing at a point 126 feet north of William Street and continuing for a distance of 34 feet in a northerly direction, be changed to read "No Parking Between Signs".

4. That the rates for parking meters be increased from 10¢ to 20¢ per hour for a two hour limit, multiple coin meters, at the following locations:

BARRIE STREET	West Side, from 30 feet north of Queen Street to 45 feet south of Colbourne Street
KING STREET	West Side, from 20 feet north of Queen Street to 27 feet south of Barrack Street
KING STREET	West Side, from 74 feet south of Clarence Street to Johnson Street
WELLINGTON STREET	West Side, from Johnson Street to William Street.

(Alderman Webb opposed)

5. That, as requested by the Rideau Trail Association, two signs directing people to the hiking trail which extends from Kingston to Ottawa be erected in the following locations:

   On the north side of Bath Road, at the corner of Bath Road and the short dead-end continuation of Queen Mary Road, adjacent to Extendicare.

   On the south side, at the western edge of Donald Case's property, just east of Little Cataraqui Creek.

   Note: The design and installation of these signs will be subject to the approval of the Traffic & Streets Department.

   The Cataraqui Region Conservation Authority has volunteered to construct and install these signs.

6. That the City sell to the Royal Canadian Air Force Association the building they are presently occupying at the airport for the sum of $1.00 with a 15 year lease at $50.00 per month for the first five years and reverting to $100.00 per month at the beginning of the sixth year.

   Note: The new rate structure is conditional upon the R.C.A.F.A. carrying out improvements to the building in 1977-78 at a value of $15,000 to $18,000. All renovations or additions to the property would be subject to the approval of the Committee.

   The lease rate be adjusted each year by the same percentage change as the Consumer Price Index of Statistics Canada.

   A clause is to be included in the lease stating that if the Association is asked to vacate the premises within six months, a portion of the monies spent on the property, calculated on the basis of a depreciation factor, would be refunded.

7. That, as requested by the Downtown Business Association, the following items be permitted on Thursday night, all day Friday, and all day Saturday of October 20, 21 and 22, 1977 in conjunction with a major Downtown Promotion:

   a) The closing of Wellington Street between Brock & Princess Streets

   b) The closing of Bagot Street between Queen and Princess Streets

   c) No parking on Princess Street from Montreal Street to Ontario Street.

8. That a yield sign be installed at the end of the right turn lane from the west approach of Johnson Street to proceed southbound on Sir John A. MacDonald Blvd.

   (Alderman Gerretsen opposed)

9. That the Public Utilities Commission be permitted to install an additional bus stop in the following location:

   Westmoreland Road E/S
   at Inverness Crescent 80 feet southerly

10. That the United Pentecostal Church be permitted to erect a church sign 18" x 24" bearing the name "United Pentecostal Church", on the northwest corner of Alfred and Princess Streets, it being noted that the design and location are subject to the approval of the Traffic & Streets Department.

Respectfully Submitted

The Transportation Committee may present the following clause:

11. That the Kingston District Council Boy Scouts and the Kingston Girl Guides be permitted to hold their Annual Church Parade to St. George's Cathedral on Sunday, September 25, 1977 at 2:30 p.m.

    NOTE: They will form up in the Cricket Field and leave at Bagot and West Streets, to Lower Union Street, to King Street to St. George's Cathedral.

Parks and Recreation Report No. 87

August 25, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the Final Progress Estimate #1 on Contract with Frost Steel and Wire Co Ltd for supplying and erecting a chain link fence at the Riverview Park, be paid -

Final Progress Estimate #1	$5537.00
Less 15% holdback	830.55
Amount payable	$4706.45

2. That the account of J.D.Lee Engineering Ltd., in the amount of $4173.01, for professional services rendered from April to July 1977 in connection with the development of the Cataraqui Park tennis courts, be paid.

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers - the Association of Women Electors of Kingston Area be permitted to use the Loyalist Room for their monthly meetings on the first Thursday evening of each month at no charge commencing Thursday, October 6, 1977, it being understood that they will relinquish the use of the room when it is required by the City.

4. That notwithstanding the provisions of By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - the Kingscourt Baseball Association be permitted to use without precedent one of the lounges at the Portsmouth Olympic Site on September 17 from 9 pm to 1 am at no charge for purpose of hosting a social evening for the executive, coaches, managers and junior players of the Association.

5. That the following quotation of Londry Electronic Alarms for the supplying and monitoring of a security system in the City Hall based on a two year minimum term lease at a fixed rate, be accepted being the lower quotation received -

Installation cost	Monthly Monitoring and Maintenance Costs	Cost Projection - 2 years
$2800.00	$45.00	3880.00

Note - The third year rate would be proportionally aligned with interim adjustments in the Cost of Living Indices.

Respectfully submitted,

Chairman

Schedule A

June 8, 1977 File No. 26F-1-

The following abstract was taken from Council Minutes dated May 30, 1977:

WHEREAS urban municipalities separate from the County are required to contribute to the construction and maintenance of suburban roads under jurisdiction of Suburban Roads Commissions established under Section 63(8) of The Public Transportation and Highway Improvement Act; and

WHEREAS Section 66(3) of the Act authorizes Suburban Roads Commissions to require cities or separate towns to contribute one-half mill on the dollar of the value of the rateable property in such municipality, which is the maximum permitted under the legislation; and

WHEREAS the Ministry of Transportation and Communications has cut back on the subsidy funds available to municipalities for the construction and maintenance of roads, in keeping with the current austerity programme, but has done nothing to amend the provisions of The Public Transportation and Highway Improvement Act respecting the contributions which cities or separated towns are required to make for the construction and maintenance of roads in suburban areas; and

WHEREAS the concept of financing the construction and maintenance of roads in our modern county areas through a levy on cities and separated towns is far from being equitable, since the mobility of vehicular traffic suggests that a large proportion of the travellers who use suburban roads originate from outside of the county or, in some cases, outside of the province; and

WHEREAS the construction and maintenance of suburban roads are financed as follows:

Province	50%
County	25%
City	25%;

THEREFORE BE IT RESOLVED that The Public Transportation and Highway Improvement Act be amended to reduce the amount which cities and separated towns are required to contribute to the construction and maintenance of suburban roads, or to revise the existing formula which prescribes Provincial, County, and City contributions;

AND FURTHER that copies of this resolution be forwarded to all cities and towns in the Province which contribute to Suburban Roads Commissions, and to local members of the Legislature for support, and to the Association of Municipalities of Ontario for endorsation.

/-/- -

Public Works Report No.88

September 6, 1977

To the Mayor and Aldermen

Gentlemen:

The Public Works Committee recommends as follows -

1. That Tender 2(B) of Compair Canada Limited, in the amount of $11,224.30 (without trade) for one new Holman, Model CR185PSD air compressor with integral noise compression and complete with two medium breakers, be accepted.

Note The unit offered by the lowest tenderer includes diesel engine manufactured in Germany and they do not keep a large parts inventory in Canada.

2. That the tender of Domtar Chemicals Ltd for the supplying of 4000 tons, more or less, of ice control salt at a price of $19.538 per ton, T.I P., delivered, be accepted being the lower tender received.

3. That By-law No.14 - A By-law Relating to Sewers and Drains - be amended by deleting Section 7 and substituting therefor the following -

It shall be unlawful for any person to put naptha, gasoline, coal oil, motor oil, fuel oil or other flammable or explosive matter into any sanitary, storm or combined sewer.

4. That the Resolution of the City of Windsor attached hereto as Schedule A, be endorsed.

5. That the tender of Keeler Sales and Service Limited, in the amount of $2896.00, taxes exempted, for one new Dumco, Model BV53, front mounted one way snow plow, left hand discharge, complete with mounting frame, be accepted.

Note Insufficient information has been supplied by the lowest tenderer to permit comparison of the proposed supply with the unit recommended. The model is manufactured in the USA and is dimensionally smaller and appears to be generally lighter.

Respectfully submitted,

Chairman

REPORT NO. 89

September 6, 1977

The the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Parkington Corporation Limited to amend Zoning By-Law 8499 for a 5.7 acre parcel of land at the southeast corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A6 Residential (mobile home), and

WHEREAS the proposed amendment is in conformity with the Official Plan and is appropriate for the development of the neighbourhood; therefore

BE IT RESOLVED that subject to the applicant entering into agreement(s) with the City of Kingston respecting conditions of development, Zoning By-Law 8499 be amended as follows:

(A) By amending Zoning Map No. 8 so as to rezone two parcels of land containing approximately 0.6 acres, located at the south side of Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family), as shown on the copy of Zoning Map. No. 8 which is attached hereto as Schedule 'A'.

(B) By amending Zoning Map. No. 8 so as to rezone the approximately 5.2 acre parcel of land located south of Weller Avenue east of Division Street, from M1 Industrial to A6 Residential (Mobile Home) as shown on the copy of Zoning Map. No. 8 which is attached hereto as Schedule 'A'.

2. That Council does hereby certify that By-Law No. 9086 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 5.7 acre parcel of land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A6 Residential (Mobile Home)", is in conformity with the Official Plan of the Corporation of the City of Kingston.

3. WHEREAS application has been filed by Parkington Corporation to amend Zoning By-Law 8499 for a 5.7 acre parcel of land at the Southeast corner of Division Street and Weller Avenue Place from M1 Industrial to A5 Residential (one and two family) and A6 Residential (mobile home); and

WHEREAS in the interest of orderly development of the land it is appropriate that the applicant enter into agreements regarding development standards and servicing;

BE IT RESOLVED that the applicant enter into agreements as follows:

(a) an identical agreement to that which is in effect on the applicants' adjacent 12.5 acre mobile home park, except wherein deletions or amendments are appropriate to take into account the specifics of the new site, said agreement to include the following additional conditions:

(i) development shall be basically in accordance with the Site Layout and Plan of Landscaping (PRA-1), Scale 1" = 50 ft. dated April 1977;

3. (Cont'd)

(a) (cont'd)

(ii) special buffering treatment shall be given to the site in the form of landscaping, berms or other suitable measures, to alleviate the detrimental audio-visual effect of the highway overpass to the west and the rail line to the south,

(iii) land as shown for park purposes on the above listed plan shall be retained for park use for the duration of the existence of the mobile home park;

(iv) the owner agrees that if future redevelopment of the site takes place, a park contribution shall be made by the developer in accordance with the standard of park contribution in effect at that time.

(b) an agreement with respect to the standard of subdivision servicing requirements for the four conventional lots fronting on Weller Avenue Place with such agreement to include a condition that cash to an amount equal to the value of 5% of the land be paid to the City.

4. WHEREAS the following resolution was approved at the meeting of City Council held on August 18, 1977:

> "That the Corporation of the City of Kingston apply to the City of Kingston Planning Board for a zone change on the property of Beaufort Realties 1964 Inc. on the north of Bath Road west of Queen Mary Road from a depth of 260 feet to a depth of 300 feet north of Bath Road from B1.110 (Multiple Family) to C2 Commercial in accordance with the provisions of an earlier agreement with Beaufort Realties."

WHEREAS a Commercial zone to a depth of 300 feet north of Bath Road approximates the Official Plan designation of Commercial on the north side of Bath Road to a depth of about 260 square feet; and

WHEREAS Section 7(3) of the Official Plan makes it clear that boundaries are approximate only and it is not intended that amendments will be necessary for minor variations;

BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

> "By amending Zoning Map No. 22 so as to rezone that parcel of land consisting of approximately 0.67 acres (40' x 730') located on the north side of Bath Road west of the extension of Queen Mary Road, as shown on Zoning Map No. 22 which is attached hereto as Schedule 'A', from B1.110 (Multiple Family) Residential to C2 Commercial."

5. That Council does hereby certify that By-Law No. 9087 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.67 acre parcel of land located on the North Side of Bath Road West of the Extension of Queen Mary Road, from B.1.110 (Multiple Family) Residential to C2 Commercial" is in conformity with the Official Plan of the Corporation of the City of Kingston.

6. WHEREAS Council approved Development Control for a restaurant operated by Mario Gencarelli at Nelson and Princess Streets in November, 1976; and

WHEREAS one of the conditions of such Development Control was the erection of a screen fence on the easterly boundary of the property; and

WHEREAS the applicant has requested the above condition be deleted as it is unnecessary between two commercial properties and would involve considerable expenditure; and

WHEREAS it is deemed appropriate that additional fencing be erected along the westerly lot line of 518 Albert Street and along the south east lot line abutting the four foot cement block fence;

BE IT RESOLVED that the applicant not be required to erect a screen fence on the easterly boundary of the property at Nelson and Princess Streets and that concrete curbing not be required in its place and that the applicant be required to extend the cement block fence four feet southerly along the westerly lot line of 518 Albert Street and to construct a four foot high chain link fence six feet along the south east lot line abutting the four foot cement block fence.

7. WHEREAS application has been made to the Conservation Authority by Sylmar Limited, to fill land on Lot 23, Concession 3, City of Kingston;

BE IT RESOLVED that Council communicate to the Cataraqui Region Conservation Authority that it has no objection to such Fill Permit being granted.

8. WHEREAS the Council of the Corporation of the City of Kingston has approved the expropriation of the property at 220-2 Princess Street for extensions and improvements to the Grand Theatre; and

WHEREAS following negotiations the Tenant carrying on business at 220 Princess Street under the name of One-Hour Martinizing, has agreed to the relocation of his business to the property at 222 Princess Street subject to certain terms and conditions as set out in a Memorandum of Agreement made the 24th day of May, 1977; and

WHEREAS the provisions of By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston place the property at 222 Princess Street within the 'C' Commercial Zone; and

WHEREAS under the provisions of the C Commercial Zone a laundry or dry cleaning establishment is not a permitted use of land;

BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

(A) By amending Zoning Map No. 31 so as to rezone that parcel of land consisting of approximately 0.07 acres, located on the south side of Princess Street west of Montreal Street as shown on a copy of Zoning Map No. 31 attached hereto as Schedule 'A', from C Commercial to C.137 Commercial.

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8. (Cont'd)

(B) By adding as Section 137 the following:

"137. On the approximately 0.07 acre parcel of land located on the south side of Princess Street and designated C.137 on Zoning Map No. 31 a laundry and dry cleaning establishment shall also be a permitted use."

9. That Council does hereby certify that By-Law No. 9088 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.07 acre parcel of land located on the south side of Princess Street west of Montreal Street from C Commercial to C.137 Commercial", is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendment proposed in Clause 8(A) has been approved.

10. WHEREAS on May 16, 1977, the Ministry of Housing approved the draft plan of subdivision for J. Fern Inc., (10CDM 77-004) subject to the following among other conditions:

"That the subdivider agree via the subdivider's agreement with the municipality in wording acceptable to the Ministry of the Environment to inform all prospective purchasers of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property."

and

WHEREAS the Ministry of the Environment in satisfaction of this condition requires that the Subdivision Agreement between the City of Kingston and J. Fern Inc., be amended accordingly;

BE IT RESOLVED that the Subdivision Agreement between the Corporation of the City of Kingston and J. Fern Incorporated be amended in accordance with the draft agreement submitted by Messrs. Lord and Conacher on August 23, 1977, as attached hereto.

11. WHEREAS on July 11, 1977, Council approved Development Control for an 18 dwelling development by Gerald Splinter Ltd. on the south side of Newcourt Place; and

WHEREAS a condition of such Development Control was that construction be commenced within six months and the applicant may not be in a position to commence construction before Spring of 1978;

BE IT RESOLVED that the Development Control Agreement between the Corporation of the City of Kingston and Gerald Splinter Limited concerning an 18 dwelling development in Newcourt Place be amended to extend the time during which construction must commence to twelve months.

12. WHEREAS Council approved Development Control for a six storey, 72-unit apartment building development by Dacon Corporation at the corner of Princess Street and Sir John A. Macdonald Boulevard, on June 13, 1977; and

WHEREAS one of the conditions of such approval was that landscaping details be approved by the City; and

WHEREAS a landscaping plan has been submitted and found satisfactory by the Parks & Recreation Department;

BE IT RESOLVED that Landscape Plan, L-1 (Scale: 1" = 20'), dated July 20, 1976 and Revised July 7, 1977 be approved subject to the condition that the location of all boulevard planting be approved by the City Engineer.

13. WHEREAS on May 197, 1976 the Local Architectural Conservation Advisory Committee recommended to Planning Board that the following list of buildings be designated as buildings of historic or architectural value -

2 Alwington Avenue
56 Alwington Avenue
74 Alwington Avenue
77 Alwington Avenue
St. John's Anglican Church - 51 Church Street
29 Baiden Street
73 Baiden Street
51 Francis Street
The Church of The Good Thief - King St. West
Presbytery - 743 King Street West
Holiness Church - 716 King Street West
738 King Street West
Newcourt - St. Lawrence College Grounds
162 Mowat Avenue
Rectory - 176 Mowat Avenue
579 Union Street
The Water Tower - Sir John A. Macdonald Blvd.
Penitentiary Farm House
Coach-House - Penitentiary Staff College Grounds
Gardener's Building - Penitentiary Staff College Grounds
Rockwood Asylum)
South Cottage)
Beechgrove) - Kingston Psychiatric Hospital
Leahurst) Grounds
Gazebo)

AND -

WHEREAS the designations have been delayed pending the resolution of certain appeals; and

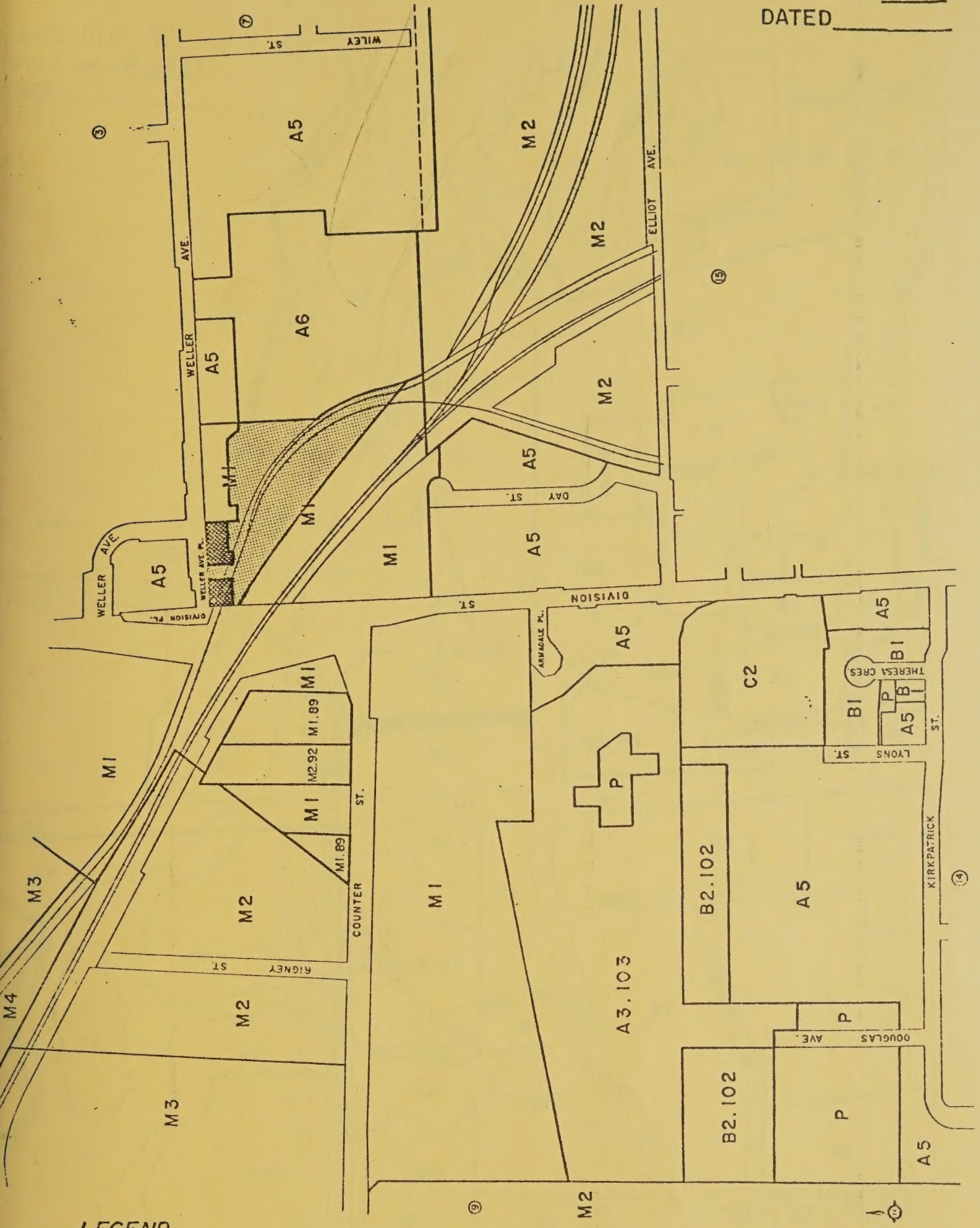
WHEREAS more than one year later there still has been no date of hearing set;

BE IT RESOLVED that the designation of recommended buildings proceed for those buildings where no objection has been received.

Respectfully submitted,

CHAIRMAN

SCHEDULE A
BY-LAW Nº 9086
DATED__________



WILLEY ST.
⑦
③
A5
A6
A5
WELLER AVE.
M1
WELLER AVE. PL.
WELLER AVE.
A5
WELLER
DIVISION PL.
M2
M2
ELLIOT AVE.
⑮
M2
A5
DAY ST.
M1
A5
M1
DIVISION ST.
ARMADALE PL.
A5
A5
C2
B1
THERESA CRES.
P
B1
B1
A5
LYONS ST.
M1
M1
M1.89
M2.92
M1
M1.89
COUNTER ST.
M1
P
B2.102
A5
KIRKPATRICK ST.
⑭
M3
M2
RIGNEY ST.
M4
M2
M3
A3.103
P
DOUGLAS AVE.
B2.102
P
A5
⑨
M2

LEGEND

AREA PROPOSED TO BE REZONED FROM:

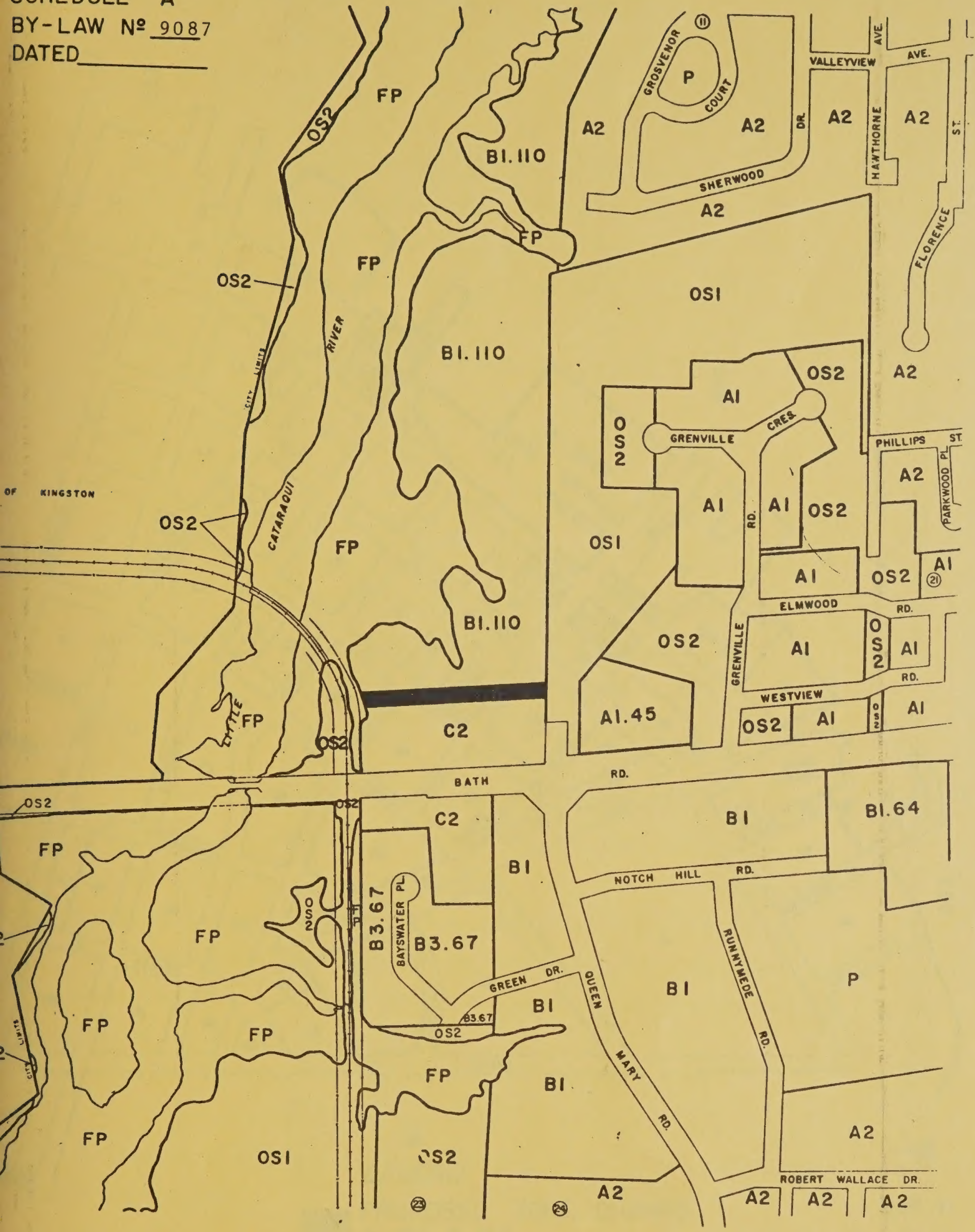
▩ M1 TO A5

░ M1 TO A6

MAP 8

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

SCHEDULE 'A'
BY-LAW № 9087
DATED____________


OS2
FP
BI.110
A2
GROSVENOR
⑪
P
COURT
A2
DR.
SHERWOOD
A2
VALLEYVIEW
AVE.
AVE.
A2
HAWTHORNE
A2
ST.
FLORENCE
FP
FP
OS2
OSI
RIVER
BI.110
CITY LIMITS
A2
OS2
AI
GRENVILLE
CRES.
OS2
PHILLIPS
ST.
A2
PARKWOOD PL.
OF KINGSTON
OS2
CATARAQUI
FP
AI
RD.
AI
OS2
OSI
AI
OS2
AI
㉑
ELMWOOD
RD.
BI.110
OS2
GRENVILLE
AI
OS2
AI
RD.
WESTVIEW
AI.45
OS2
AI
OS2
AI
LITTLE
FP
OS2
C2
BATH
RD.
OS2
OS2
C2
BI
BI
BI.64
FP
NOTCH
HILL
RD.
OS2
FP
B3.67
BAYSWATER PL.
B3.67
RUNNYMEDE
P
GREEN
DR.
QUEEN
BI
BI
RD.
FP
B3.67
OS2
FP
CITY LIMITS
FP
BI
MARY
FP
RD.
A2
OSI
OS2
A2
ROBERT
WALLACE
DR.
A2
A2
A2
㉓
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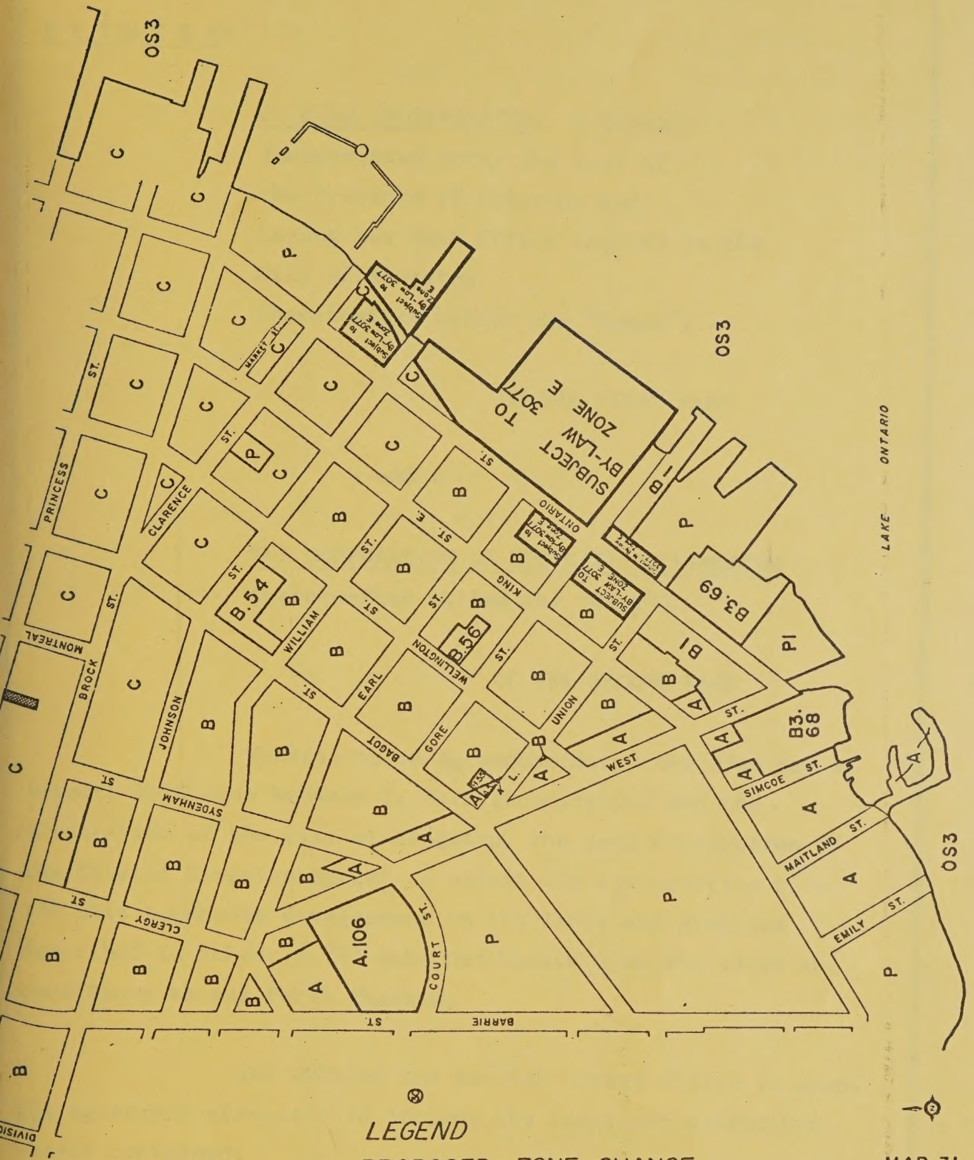
LEGEND

▨ PROPOSED ZONE CHANGE
BI.110 TO C2

MAP 22

BY-LAW № 8499
JULY 28, 1975
REVISED____________

SCHEDULE 'A'
BY-LAW Nº 9088
DATED________


OS3
C
P
Subject to By-Law 3077 Zone E
SUBJECT TO BY-LAW 3077 ZONE E
MARKET ST.
B
B.54
B.56
B3.69
B3.68
B1
P1
A
A.106
ONTARIO ST.
KING ST.
WELLINGTON ST.
BAGOT ST.
PRINCESS ST.
CLARENCE ST.
JOHNSON ST.
BROCK ST.
MONTREAL ST.
WILLIAM ST.
EARL ST.
GORE ST.
UNION ST.
WEST ST.
SIMCOE ST.
MAITLAND ST.
EMILY ST.
SYDENHAM ST.
CLERGY ST.
COURT ST.
BARRIE ST.
DIVISION
E. ST.
LAKE ONTARIO

LEGEND

▨ PROPOSED ZONE CHANGE
C TO C. 137

MAP 31

BY-LAW Nº 8499
JULY 28, 1975
REVISED________

THIS AGREEMENT MADE THE 23rd day of August, 1977.

BETWEEN:

J. FERN INCORPORATED, a Company
incorporated under the laws of
the Province of Ontario, and
having its Head Office located in the
City of Kingston.
(hereinafter called the "Owner")

OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF KINGSTON
(hereinafter called the "City")

OF THE SECOND PART

WHEREAS by an Agreement dated the 23rd day of August, 1976 made between J. Fern Incorporated and the Corporation of the City of Kingston, the said Corporation of the City of Kingston agreed to permit the construction of a 136 unit townhouse development on the lands and premises described in Schedule "A" attached hereto upon the terms and conditions as set forth therein;

AND WHEREAS the parties hereto desire to amend the Agreement aforesaid to include the terms and conditions herein contained:

NOW THIS AGREEMENT WITNESSETH that in consideration of the sum of One Dollar ($1.00) of lawful money of Canada paid by the City to the Owner (the receipt whereof is hereby acknowledged) and other good and valuable consideration:

NOW THEREFORE WITNESSETH that pursuant to the provisions of Section 5.30 of By-Law No. 8499, "Restricted Area Zoning By-Law for The Corporation of the City of Kingston", it is agreed as follows:

1. The Owner shall notify and inform, at its own expense, all perspective purchasers of condominium units located on the lands described in Schedule "A" attached hereto of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property on the East side of Sir John A. MacDonald Boulevard in the City of Kingston.

2. This Agreement shall be registered on the Title of the property at the expense of the Owner and be subject to clause 3 of this Agreement.

3. This Agreement shall be binding upon and the benefits and burdens shall enure to the benefit of the parties hereto and their respective heirs, executors, administrators and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED
In the Presence of

J. FERN INCORPORATED

____

____

THE CORPORATION OF THE CITY
OF KINGSTON

____
Mayor

____
Clerk-Comptroller

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land lying and being in the City of Kingston, in the County of Frontenac and being composed of all of Block II according to registered Plan 1658 for the City of Kingston.

REPORT NO. 90

September 7, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following Lists of Accounts for expenditures incurred under proper authorisation be approved:

   List No. 7 - dated July 1977 - $6,601,465.13,
   List No. 8 - dated August 1977 - $5,153,263.30.

   (Note: Copies of the above Lists have been distributed to all members of Council.)

2. That the following resolution of the City of Windsor be ENDORSED:

   "THAT WHEREAS in recent announcements the Honourable Darcy McKeough has stated that the implementation of property tax reform (market value assessment) will be delayed until 1979 taxation year; and

   WHEREAS the City of Windsor is concerned that the inequity in the Provincial resource equalization grant calculations, which are based on equalized assessments, will remain to the detriment of many municipalities for a longer period than expected; and

   WHEREAS a comparison of assessments attached as Appendix "A" hereto, between Windsor and other Ontario municipalities, based on the outdated equalization factors shows that the grant calculations have been completely unfair when examining the actual payments for 1976:

CITY	*TOTAL RESOURCE EQUALIZATION GRANT*	*POPULATION*	*TOTAL PER CAPITA*
City "A"	*$4,710,534.00*	*243,416*	*$19.35*
City "B"	*NIL*	*302,124*	*NIL*
City "C"	*$3,477,302.00*	*311,886*	*$11.15*
Windsor	*NIL*	*196,512*	*NIL*

and

WHEREAS the present equalization factors are an attempt by the Province to bring the assessment of all municipalities to an equal level; and

WHEREAS the attached Appendix which shows Windsor as having the lowest percentage increase in market value assessments over the current equalized assessment proves that the equalization factors are inequitable and the Provincial grant calculations based on these assessments are unfair; and

WHEREAS every municipality whose equalized assessment is overstated in comparison with other municipalities is being denied a fair share of the Provincial resource equalization grants;

THEREFORE BE IT RESOLVED that the Province be strongly urged to use market value assessments for the purpose of resource equalization grant calculations for the year 1978, and further that the Province provide to all municipalities the details of the grant formula, prior to its adoption, for municipal input and comment;

(cont'd.)

2. Cont'd.

COMPARISON OF ASSESSMENT

	Windsor	*City "A"*	*City "B"*	*City "C"*
A. Equalized assessment (in $000) per 1976 Ontario Unconditional Grants printout	*$2,094,411*	*$2,121,540*	*$4,094,394*	*$2,977,214*
Per capita	*10,547*	*8,716*	*13,645*	*9,610*
B. Market Value Assessment - per printout provided by Blair Commission - excluding schools & local government	*2,300,222*	*3,106,302*	*8,163,791*	*4,755,352*
Per capita	*11,584*	*12,761*	*27,207*	*15,247*
% increase over equalized assessment	*9.8%*	*46.4%*	*99.4%*	*58.7%*
C. Market Value Assessment - - market value data but applying same rates for business as present and eliminating presently exempt property	*2,258,935*	*3,004,086*	*8,022,419*	*4,637,193*
Per capita	*11,376*	*12,341*	*26,736*	*14,868*
% increase over equalized assessment	*7.9%*	*41.6%*	*95.9%*	*54.7%"*

3. Whereas it is believed that senior levels of government should pay their full share of municipal taxes and that municipalities should pay their full share of taxes levied by the senior levels of government:

That the following resolution of the Borough of North York be NOT ENDORSED:

> *"WHEREAS the Federal Government of Canada does not charge municipalities Federal Sales Tax on many items purchased by Canadian Municipalities;*
>
> *THEREFORE BE IT RESOLVED that the Council of the Borough of North York request the Ontario Provincial Government to cease charging Ontario Municipalities the Provincial Sales Tax in effect on these items."*

4. That the account of Mr. D.L. Hardtman, Q.C., Acting City Solicitor, in the amount of $1,425.05 for legal services before the Divisional Court in the matter of the Mining and Lands Commissioner, John L. Smith, and the Cataraqui Region Conservation Authority be authorized for payment, to be charged to the appropriation "Finance-Miscellaneous - Legal Fees".

5. That the appointment of Mr. D.L. Hardtman, Q.C., Acting City Solicitor, to act as Counsel before the Divisional Court on September 8, 1977 at Osgood Hall, Toronto, in the matter of Berlin's Clothing Limited (S & R Department Store Building) and Conservation Review Board (Ontario) be ratified and confirmed.

6. That, as recommended by the Parks and Recreation Committee, the following C.O.J.O. Capital Budget Funds, which are surplus to previously authorized works, in the amount of $4,640.00 be transferred, internally, from:

a) asphalt conversion	$ 640.
b) fence conversion	3,300.
c) penitentiary fence erection	700.
	$4,640.

to a new internal account, "Winter Boat Storage Site Preparation" - $4,640. in order that the following work can be done under the supervision of the Parks and Recreation Department.

Electrical Installation - P.U.C. 675' @ $.74	$ 500.
Electrical Distribution	1,615.
Water Service	1,180.
Excavating & Grading	700.
Gravel (200 yds.)	650.
	$4,645.

7. That, subject to provision of $800. by the Kingston Community Memorial Centre Board, the following budget appropriation amendment be approved in order to provide the Transportation Committee with their 1/3 share ($800.) of the cost of paving the unpaved sections of boulevard on the west side of Alfred Street between the Hockey Hall of Fame and Concession Street:

	Increase	Decrease
FINANCE		
- Contingencies	-	$800.
PUBLIC WORKS		
Permanent Pavements - shoulder repairs & dust laying (A/C 314-05)	$800.	-

8. That complete, used, copies of:

   a) Ontario Reports, and
   b) Dominion Law Reports,

be authorized to be purchased from The Carswell Company Limited for the sum of $4,900.00, plus shipping charges, to be charged to the appropriation "Finance-Miscellaneous".

and

That the sum of $7,000 be transferred from "Contingencies" to "Miscellaneous" to provide funds for purchases of books, etc., for the City Solicitor's Library.

(Note: Quotations for "New" copies of the Complete Ontario Reports and Dominion Law Reports have been received as follows:

a) The Carswell Company Limited - $6,000.
b) The Canada Law Book Company - $5,806.)

9. That, as recommended by the Public Works Committee:

(A) Since it is considered more expedient to construct a school sidewalk on the south side of Kirkpatrick Street all the way from Brant Avenue to Kingscourt Avenue, instead of only from Brant Avenue easterly 453.2 feet,

Clause 11, Report No. 83, be REPEALED;

(B) it is declared desirable that the construction of a sidewalk on:

(i) east side of Brant Ave. from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. to Kingscourt Ave.,

should be undertaken as a local improvement; and

(C) a by-law be presented to Council to authorize the construction of a 4.5' wide concrete school sidewalk on:

(i) east side of Brant Ave., from Kirkpatrick St. southerly 122 feet, and

(ii) south side of Kirkpatrick St. from Brant Ave. to Kingscourt Ave.,

at a total estimated cost of $15,000.00 under the provisions of Section 8 of *The Local Improvement Act:*

Owner's Share	- $ 3,841.63
Corporation's Share	- $11,158.37
Total, to be debentured	$15,000.00

(Note: Funds for this expenditure are available in the 1977 Capital Budget Quota.)

10. WHEREAS Bob Martin Construction Company Limited has received City approval for the development of 19 dwelling units on lots acquired by the City under the Neighbourhood Improvement Program (N.I.P.);

AND WHEREAS it is the opinion of Mr. Martin that minor variances are needed on six of the properties to allow development within city guidelines;

AND WHEREAS the Building Inspection Department and the Planning Office consider the variances not to be inappropriate;

AND WHEREAS the City of Kingston, as legal owner of the properties, must authorize applications to the Committee of Adjustment:

THAT Bob Martin Construction Company Limited is hereby authorized to make applications for minor variances to the Committee of Adjustment on the following City owned properties:

Semi-Detached Property	Variances
4 & 6 Corrigan Street:	- Reduction in minimum lot area from 8,000 to 6,822 sq. ft., and - Reduction in minimum side yard from 12 to 11 feet.

10. (cont'd)

Semi-Detached Property	Variances
10 & 12 Corrigan Street:	- Reduction in minimum lot area from 8,000 to 6,822 sq. ft., and - Reduction in minimum side yard from 12 to 11 feet.
62 & 64 Markland Street:	- Increase in maximum lot occupancy from 33 1/3% to 40%, and - Reduction of maximum side yards from 12' to 11'8".
86 & 88 York Street:	- Increase in maximum lot occupancy from 33 1/3% to 40%.
94 & 96 Bay Street:	- Reduction of minimum lot area from 8,000 to 4,690 sq. ft.
98 & 100 Bay Street:	- Reduction of minimum lot area from 8,000 to 4,180 sq. ft., and - Reduction of minimum setback from: i) 10' 6" to 6' on Bay Street, and ii) 11' to 6' on Montreal Street.

11. That the property, known as the "Pine Woods", on the west side of the Parkway being part of Farm Lots 16 & 17, Concession II, City of Kingston, and containing 22.86 acres, more or less, is hereby authorized to be purchased from Mississauga Apartments (Kingston) Limited and Mr. A. Britton Smith for the sum of $150,000.00 payable:

$100,000. to Mississauga Apartments (Kingston) Limited,

and

$ 50,000 to A. Britton Smith

That, subject to the following, provision for this expenditure be made in the 1978 Budget, it being understood:

(a) that discussions are underway between the City and the Cataraqui Region Conservation Authority for the Authority to acquire this property from the City for 60% of the purchase price paid by the City to Mississauga Apartments; and

(b) that discussions have been commenced with the Little Cataraqui Environment Association concerning their offer to assist the City, through their public fund raising campaign and matching Wintario Funds, to acquire lands along the Little Cataraqui Creek.

12. That, subject to the execution of an agreement with Mississauga Apartments (Kingston) Limited, By-Laws be presented to Council:

(A) to dedicate, as the "Parkway":

(i) the 86 foot wide strip of City owned land lying to the east of the Normandy, Cumberland and Mayfair, etc., apartments, being Part of Farm Lots 16 and 17, Concession II, City of Kingston, from Princess Street southerly 1290 feet, more or less, to the projection westerly of the north limit of the property of the Frontenac County Board of Education, known as Balsam Grove School,

12. (cont'd)

(i) cont'd

SAVE AND EXCEPT the easterly one foot of the City owned land, so that there will be a one foot reserve along the entire east side of the "Parkway", and

(ii) an additional parcel, 1,572 ± sq. ft., on the west side, to be conveyed by Mississauga Apartments (Kingston) Limited to the City, required for the "Turn-around" at the south end of the Parkway, as shown on City of Kingston Plan B-450, dated September, 1977,

(B) to authorize the construction, at the General Rate, of 28' asphalt pavement with curb, gutter and boulevard, street lights, sidewalk on the west side, tree belt on the east side and storm drainage in the "Parkway" from Princess Street southerly 1,290 feet, as shown on City of Kingston Plan B-450, dated September 1977 at a total estimated cost of $122,400.00

- and -

That an agreement be entered into with Mississauga Apartments (Kingston) Limited to provide:

(1) that Mississauga will pay to the City, for the construction of the above work in the Parkway, an amount equal to their share of and the share the City would be unable to recover from the property on the east side of the Parkway, excepting the "Rollins" property on the south east corner of the Parkway and Princess Street, if the work had been done under The Local Improvement Act estimated to be $91,700.00, payment to be in 10 annual installments which will also include interest charges and will be for the actual charges when known;

(2) that Mississauga will deed, to the City 1,572 ± sq. ft., of their land, without charge, required for the "Turn-around" at the south end of the Parkway;

(3) that Mississauga will erect a mutually satisfactory delineation of the southerly boundery of its resulting property limit; and

(4) that Mississauga will acknowledge that there is no density remaining on any of their lands lying west of the Parkway for further units of housing.

- and -

That it is understood if the property at the southeast corner of the Parkway and Princess Street requires access to the Parkway, the access will be granted by dedicating a portion of the one foot reserve as part of the Parkway on the execution of an agreement between the City and the Owner providing that the Owner will pay an amount equal to the Owner's share, estimated to be $9,500., as if the work had been done under The Local Improvement Act, plus interest and such other conditions which may be required by Council pursuant to Statute effective at that time.

- and -

That the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

12.(cont'd)

	Decrease	Increase
Local Improvements - Storm Sewers - Kingscourt II: *(Leaves Unallocated Balance of $74,600.)*	$122,400.	-
General Rate - Roads - Parkway, Princess St., Southerly 1290': *(New Allocation: $122,400.)*		$122,400.

- and -

That Mississauga Apartments (Kingston) Limited be notified that the conveyance of a 10 foot wide strip of land to the City along the west and north boundaries of their lands for their 63 unit apartment building on the west side of the Parkway, representing 5% of their lands for this building is acceptable to the City of Kingston. (shown on Humphries & Burgham Ltd. O.L.S. Plan No. 24122).

(Note:	*Total cost of Parkway Construction*	*$122,400.*
	Cost to be recovered from Mississauga	*(-)91,700.*
	Cost to be assumed by City	*30,700*
	Potential cost to be recovered if south-east corner Parkway and Princess Street developed	*(-) 9,500.*
	Potential net cost to City for intersection exemptions and catch basins	*$ 21,200.)*

Respectfully submitted,
(Chairman)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 12 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 11 and 12 their third reading.

(C) That By-Laws 11 to 17 be given their third reading.

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Increase Fine for Overtime Parking from $1.00 to $2.00).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9082)
Clause 1, Report No. 86, 1977

(2) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise, and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Increase Fine For Overtime Parking at Meters from $1.00 to $2.00).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9083)
Clause 1, Report No. 86, 1977

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 3, 8, and 9, Report No. 86)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9084)
Clause 3, 8, and 9, Report No. 86, 1977

(Note: Ministry of Transportation and Communications approval not required.)

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 4, Report No. 86)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9085)
Clause 4, Report No. 86, 1977

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 5.7 acre parcel of land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A 6 Residential (Mobile Home))

(FIRST AND SECOND READINGS) (RPOPOSED NO. 9086)
Clause 1, Report No. 89, 1977

BY-LAWS (cont'd)

(6) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.67 acre parcel of land located on the North Side of Bath Road West of the Extension of Queen Mary Road, from B.1.110 (Multiple Family) Residential to C2 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9087)
Clause 4, Report No. 89, 1977

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.07 acre parcel of land located on the south side of Princess Street west of Montreal Street from C Commercial to C.137 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9088)
Clause 8, Report No. 89, 1977

(8) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 feet and on the South Side of Kirkpatrick Street from Brant Avenue to Kingscourt Avenue under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9089)
Clause 9, Report No. 90, 1977

(9) A By-Law to Dedicate Certain Land as the "Parkway"

(FIRST AND SECOND READINGS) (PROPOSED NO. 9090)
Clause 12, Report No. 90, 1977

(10) A By-Law to Authorize the Construction of an Asphalt Pavement With Curb, Gutter and Boulevard, Street Lighting, Sidewalk on the West Side, Tree Belt on the East Side and Storm Drainage in the Parkway (General Rate)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9091)
Clause 12, Report No. 90, 1977

(11) A By-Law to Authorize the Execution of an Agreement with Mississauga Apartments (Kingston) Limited (Sewer Connection : 63 Unit Apartment on West Side of Parkway)

(THREE READINGS) (PROPOSED NO. 9092)
By-Law No. 14

(12) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 12, 1977.

(THREE READINGS) (PROPOSED NO.
City Council Meeting No. 24

(13) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, Bell Canada and Kingston Cable TV Limited (Joint-Use of Underground Plant in Easements).

(THIRD READING) (PROPOSED NO. 8277)
Clause 4, Report No. 13, 1975

BY-LAWS (cont'd)

(14) A By-Law to Authorize the Construction of Improvements to the Intersection of Counter and Division Streets.

(THIRD READING) (PROPOSED NO. 8997)
Clause 4, Report No. 33, 1977

(15) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9047)
Clause 1, Report No. 70, 1977

(16) A By-Law to Dedicate Certain Lands as Part of Lower Union Street

(THIRD READING) (PROPOSED NO. 9073)
Clause 8, Report No. 79, 1977

(17) A By-Law to Authorize the Execution of an Agreement with Ontario Development Corporation (Loan Agreement: $131,250.00 - Industrial Park Services).

(THIRD READING) (PROPOSED NO. 9076)
Clause 13, Report No. 83, 1977

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That the sympathy of Council be extended to the Family of the Late Frank Matthews, brother of Ald. K.W. Matthews.

(2) Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That the sympathy of Council be extended to the Family of the Late Joseph Catlin.

Local Govt.

CITY COUNCIL MEETING NO. 24

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, September 12, 1977, at 8:01 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb. (13).

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Miller,
Seconded by Ald. Timmins,

That the Minutes of City Council Meeting No. 21, held on August 8th, 1977, City Council Meeting No. 22, held on August 18, 1977 and City Council Meeting No. 23, held on September 2, 1977, be adopted as printed.

CARRIED

COMMUNICATIONS

Filed

(472) Copies of "*Background*" from the Ministry of Treasury, Economics and Intergovernmental Affairs, as follows:

No. 77/30 - dated July 29, 1977.
No. 77/31 - dated August 5, 1977.
No. 77/32 - dated August 12, 1977.
No. 77/33 - dated August 19, 1977.
No. 77/34 - dated August 26, 1977.

(Note: Copies previously distributed to all Members of Council.)

(473) From the Ontario Heritage Foundation, enclosing cheque in the amount of $20,100.00, representing the first payment on the project grant allocation of $69,174.00 for restoration of the Bishop's House.

(474) From Central Mortgage and Housing Corporation, a brochure outlining C.M.H.C.'s program activities, which will be converted to metric terms in time for the construction industry's M-Day, which is January 1, 1978. Programs involved include C.M.H.C. Standards, the National Building Code, amendments to C.M.H.C. Regulations, C.M.H.C. publications, N.H.A. Programs, C.M.H.C. tender and proposal calls, data collection and relevant data banks.

(475) From the Anti-Inflation Board, notifying that the compensation increase for employees who are members of Local 141, C.U.P.E. has been accepted by the Board.

COMMUNICATIONS (cont'd)

Filed (cont'd)

(476) From the Honourable Robert Welch, Minister of Culture and Recreation, notifying that the 1977-78 budget and the 1978-79 safe commitment level for projects under the base program and the arena construction/renovation program have been committed, and that no further comitments are being issued under the Community Recreation Centres Act for the moment. Further applications will be held in chronological order according to the date of receipt at Queen's Park, and dealt with on this basis at the earliest moment.

(477) From the Ministry of Housing, enclosing revised AHOP/HOME outline, which includes:

(1) AHOP's interest reduction loan, which has the effect of reducing the first year's mortgage payments to 8%;

(2) AHOP's non-repayable subsidy - a maximum of $750.00 during first year of occupancy; and

(3) Provincial HOME grant, which is designed to bring mortgage payments and taxes down to 30% of a family's gross annual income - non-repayable maximum of $62.50 monthly in the first year of residency.

(Note: Present maximum price for homes qualifying for assistance in Kingston is $37,500.00.)

(478) From the Cataraqui Region Conservation Authority, Minutes of Meetings of the Executive of the Authority held on August 10th and August 24th, 1977.

(479) Statement of Revenue and Expenditures for the period ending June 30, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of June 1977	Month of June 1976
Operating Deficit:	$691,037.	$364,896.	$ 99,644.	$ 58,344.
Debentures:	36,200.	18,100.	3,017.	3,849.
Totals:	$727,237.	$382,996.	$102,661.	$ 62,849.

- and -

Statement of Revenue and Expenditures for the period ending July 31, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of July 1977	Month of July 1976
Operating Deficit:	$691,037.	$437,060.	$ 72,161.	$ 51,447.
Debentures:	36,200.	21,117.	3,017.	3,849.
	$727,237.	$458,177.	$ 75,178.	$ 55,296.

COMMUNICATIONS (cont'd)

Filed (cont'd)

(480) From the Honourable Keith C. Norton, Minister of Community and Social Services, copy of letter dated August 15, 1977 to Dr. P.W. Rogers, President of the Children's Aid Society, notifying that he has accepted the revision of the Society's estimate for 1977 in the amount of $822,907.00, and giving 30 days notice from August 24, 1977 of his intention to vary the estimate, as provided in Section 9, subsections 1 and 2 of The Child Welfare Act.

(Note: A copy of Mr. Norton's letter has been referred to Mr. B.G. Cousens, City Treasurer.)

Which Had Been Referred to the City of Kingston Planning Board

(481) From Cunningham, Little, solicitors for H.P. Davis, concerning the timing of the Environmental Study on the Davis Tannery property, and notifying it is expected the consultants will be in touch with their representatives of the Ministry of the Environment before the end of August 1977.

(482) From Mr. William D. Dolman, Senior Planner, Official Plans Branch, Ministry of Housing, enclosing a copy of proposed amendment No. 11 to the Official Plan for the Pittsburgh Planning Area, which has been submitted for approval under the provisions of Section 17 of The Planning Act, and requesting that any comments the City may have with respect to this proposed amendment be forwarded to the Ministry of Housing by October 16, 1977.

(483) From the Cataraqui Region Conservation Authority, requesting comments of Council prior to September 15, 1977, with respect to application for a fill permit by Sylmar Limited (Acme Window Cleaners) on Pt. Lot 23, Conc. III, City of Kingston - Industrial Park.

(484) From the Cataraqui Region Conservation Authority, requesting comments of Council prior to September 14, 1977, with respect to application for a fill permit by Homestead Land Holdings Limited on Pt. Lot 16, Conc. II, City of Kingston (Parkway Apartments).

(485) From Mr. Joseph Dominik, Architect, on behalf of the Royal Canadian Legion Villa, applications to amend the Official Plan and Zoning By-Law No. 8499 to permit construction of a 140 unit apartment building for veterans, senior citizens and the handicapped, at the northwest corner of Sir John A. Macdonald Boulevard and Bath Road.

(486) From the Honourable John R. Rhodes, Minister of Housing, enclosing copy of the special edition of Housing Ontario, dated June 28, 1977, containing a summary of the Report of the Planning Act Review Committee, and requesting responses to the Report by October 15, 1977.

(487) From Mr. J.F. Brown, Director, Community Renewal Branch, Ministry of Housing, enclosing cheque in the amount of $100,000.00, representing the second accountable advance of the City's 1977-78 per capita provincial grant under the Ontario Home Renewal Program.

(488) From Lord and Conacher, solicitors for J. Fern Inc., proposing that the condominium agreement between the City and J. Fern Inc. be amended, as requested by the Ministry of the Environment, to provide that J. Fern Inc. are required to notify all prospective purchasers of property in the condominium development of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property; and enclosing copy of draft amending agreement.

COMMUNICATIONS (cont'd)

Which Had Been Referred to the City of Kingston Planning Board (cont'd)

(489) From Pryal and Headrick, solicitors for Gerald Splinter Ltd., requesting that Section 2 of the development control agreement between the City and Gerald Splinter Limited for the construction of 18 two-storey attached dwelling units on the south side of Newcourt Place be amended to provide that the time limit in which construction must take place be extended from six months to twelve months.

(490) From Mr. L.H. Tepper, Q.C., solicitor for Mrs. Molly Cohen, owner of 412 Bagot Street, notifying that the prospective tenant for this property (Ambulance Service) is prepared to enter into a lease agreement, but must have possession no later than November 1, 1977; and requesting that, because of the urgency involved and the vital nature of the service concerned and the time limit imposed for possession by the Ambulance Service, this matter be discussed as soon as possible.

(491) From Mrs. Geraldine R. Tepper, solicitor for Mario Gencarelli, stating that the recommendation that a cement block fence be built along the westerly lot line of 518 Albert Street would involve the cutting down of the boundary tree which would affect the amenities of the property; and further, that she understands Mr. Gencarelli has discussed the matter of the concrete curbing along the easterly boundary with Alderman Hawkins and Alderman Matthews, who now believe that the requirement for concrete curbing is not necessary, since that area separates the Gencarelli property from another commercial property.

Referred to the City of Kingston Planning Board and the Local Architectural Conservation Advisory Committee

(492) From the City of Windsor, requesting that their following resolution be endorsed:

> *"WHEREAS the Provincial Legislature has enacted the Ontario Heritage Act to provide for the preservation of buildings of HIstoric and/or Architectural significance; and*
>
> *WHEREAS many of the buildings of great Architectural and Historical significance are the property of the Provincial Government; and*
>
> *WHEREAS the Provincial Government at present does not permit the designation of Provincially owned buildings under provisions of the Ontario Heritage Act:*
>
> *THEREFORE BE IT RESOLVED that the Provincial Government extend the authority to designate buildings under the Ontario Heritage Act to include buildings or structures owned by the Province."*

Referred to the City of Kingston Planning Board and the Finance and Accounts Committee

(493) From the Honourable John R. Rhodes, Minister of Housing, enclosing information on a symposium on Downtown Cores, which will be held at the Royal York Hotel on November 1st and 2nd, 1977.

COMMUNICATIONS (cont'd)

Which Had Been Referred to the Finance Committee and the City of Kingston Planning Board

(494) From Mr. D.L. Hardtman, Q.C., Acting City Solicitor, letters dated August 24th and August 29th, 1977, notifying that the application of the City of Kingston for judicial review into the matter of filling of Part Lots 15 and 16, Conc. II, by John L. Smith, has been granted by the Divisional Court and the Order of the Mining and Lands Commissioner, dated December 24, 1975, is quashed; and enclosing copy of Reasons for Judgement in this case.

(Note: Copy of Reasons for Judgement have been distributed previously to the members of Council.)

Which Had Been Referred to the Finance and Accounts Committee

(495) From the Public Utilities Commission of the City of Kingston, offering for sale to the City a triangular piece of land owned by the Commission on the south side of Princess Street west of the Holiday Inn property.

(496) From Public Works Canada, Ontario Region, inquiring if the City is interested in acquiring at market value a parcel of land comprising 0.78 acre, and containing two heritage type stone houses and two garages, on Sir John A. Macdonald Boulevard, at the corner of Union Street.

Which Had Been Referred to the Public Works Committee

(497) From the Ministry of Transportation and Communications, notifying that the Minister has authorized a supplementary subsidy allocation for the City of Kingston in the amount of $4,413.00 for Special Winter Maintenance; and further advising that the totals for subsidy allocations are as follows:

Construction	Maintenance	Total
$436,000.00	$704,413.00	$1,440,413.00

Referred to the Public Works Committee

(498) From the City of London, requesting that their following resolution be endorsed and forwarded to the Minister of Transportation and Communications for consideration:

"WHEREAS Section 63 of The Public Transportation and Highway Improvement Act sets forth the manner in which appointments are made to Suburban Road Commissions;

AND WHEREAS Subsection 12 of the said Section precludes members of a Municipal Council from appointment thereto;

AND WHEREAS it is deemed desirable, for the purpose of improved liaison, that Municipal Councils, and in particular Councils of Cities and Separated Towns, should be able to appoint their own members to sit on such Commissions:

THEREFORE BE IT RESOLVED that the Minister of Transportation and Communications be requested to amend Subsection 12 of Section 63 of the said Act by deleting therefrom the words 'or of a Municipal Council' and subsection 6 to reduce the term of Commission Members to two years, so that the said Subsections would then read as follows:

COMMUNICATIONS (cont'd)

Referred to the Public Works Committee (cont'd)

(498) cont'd

> *'(6) The members of Suburban Roads Commissions shall hold office for a term of two years from the date of the Order-in-Council directing the Commission to be appointed and no longer, and that at the expiration of the period, and thereafter at the expiration of every period of two years, the members of a Commission shall be appointed as provided in this Section, and any member of a Commission is eligible for reappointment;'*
>
> *'(12) Notwithstanding any general or special Act, no person who is a member of the Assembly or who is an employee of a municipality, is eligible to be a member of a Suburban Roads Commission;'."*

(499) From the Township of Delhi, requesting that their following resolution be endorsed and forwarded to the Ministry of Agriculture and Food, local member of the Legislature, and the Association of Municipalities of Ontario:

> *"WHEREAS Drainage subsidies to the extent of 3.749 million dollars was paid by the Province of Ontario to Municipalities for the construction and repair of Municipal Drains in 1976;*
>
> *AND WHEREAS for effective drainage from Tile Drainage systems adequate outlets are required which normally discharge into Municipal Drains;*
>
> *AND WHEREAS for Drainage sytems to function effectively, drain maintenance work is required;*
>
> *AND WHEREAS the select committee on Land Drainage recommended that maintenance work on Municipal Drains be eligible for a subsidy in order that adequate outfalls are provided at all times;*
>
> *AND WHEREAS with the exception of Section 85 subclause (2) a and b and Section 87, subsection 3 of the 1975 Drainage Act was proclaimed in force as of April 1, 1976:*
>
> *BE IT RESOLVED THAT the Township of Delhi requests that the Minister of Agriculture give consideration to the proclaiming of the outstanding sections."*

Which Had Been Referred to the Community Services Committee

(500) From the Honourable Robert Welch, Minister of Culture and Recreation, notifying that Rideaucrest Home for the Aged has been awarded a grant in the amount of $17,388.00 to assist with the purchase of a wheelchair bus.

(501) From the Honourable John R. Rhodes, Minister of Housing, notifying that Council's recommended changes to the Housing Development Act & Municipal Act are, in his opinion, unnecessary, because municipalities already have the power to borrow for a Section 22 Planning Act Neighbourhood Improvement Program under the general borrowing provisions of the Municipal Act; and further notifying that, since Section 6(5) of the Housing Development Act dispenses with the necessity of electoral or Ontario Municipal Board approval, any broadening of either it or Section 22 of the Planning Act is a policy decision which would have to be made with the concurrence of the Ministry of Treasury, Economics and Intergovernmental Affairs, and therefore, Council's resolution has been forwarded to the Honourable Darcy McKeough so that the policy implications of the request for a further exemption from these approvals may be properly assessed.

COMMUNICATIONS (cont'd)

Which Had Been Referred to the Community Services Committee (cont'd)

(502) From Mr. D.M. Allan, Executive Director, Fiscal Policy Division, Ministry of Treasury, Economics and Intergovernmental Affairs, notifying that, with respect to Council's recommendation concerning Bill No. 67:

(1) Council's proposed amendment to the Housing Development Act seems inappropriate since Section 6(5) of the Act deals with joint OHC housing projects, whereas Council's concern is with Neighbourhood Improvement Program projects. Moreover, the suggested amendment would have the effect of exempting municipal debt for NIP purposes from OMB control and as such, would run counter to the province's long standing policy of ensuring municipal debt levels are kept within prudent limits.

(2) With regard to the proposed amendment to Section 293 of The Municipal Act, public hearings are held on all aspects, including financial implications of NIP projects before the projects are approved by the Ministry of Housing, and it therefore appears superfluous to require NIP projects to receive assent of the electors under Section 293. Accordingly, he will recommend to The Treasurer that Section 293 be amended to exempt from assent of the electors those capital projects which have been subject to public hearings prior to receiving Provincial approval of a redevelopment plan under Section 22(5) of The Planning Act.

Referred to the Community Services Committee

(503) From the City of Cambridge, requesting that their following resolution be endorsed:

"THAT Council of the City of Cambridge recommends that the Minister of Housing for Ontario execute the necessary Agreement with the Federal Government to enable the home owners in Ontario to be eligible for funding of home insulation products through the new Federal Home Insulation Program."

Referred to the Housing Sub-Committee

(504) From the Ministry of Housing, outlining the status of the Rent Supplement Program in the City of Kingston.

Which Had Been Referred to the Transportation Committee

(505) From the Public Utilities Commission of the City of Kingston, requesting Council approval for an additional bus stop through the Glenarden development on the east side of Westmoreland Road at Inverness Crescent.

(506) From Earl Berger Limited, enclosing reports on the Toronto Island Airport Study Program dated July and August, 1977.

Referred to the Transportation Committee

(507) From the Regional Municipality of Ottawa-Carleton, requesting that their following resolution be endorsed:

"The Council of the Regional Municipality of Ottawa-Carleton and the Council of the City of Ottawa forward a resolution to the Province of Ontario requesting that:

1) a standardized pedestrian crossover, having uniform overhead lighting fixtures, a uniform method of operation, and uniform installation warrants, be developed by the Ontario Ministry of Transportation and Communications for application throughout the Province of Ontario;

COMMUNICATIONS (cont'd)

Referred to the Transportation Committee (cont'd)

(507) cont'd.

> 2) *The Province of Ontario, through the Ministry of Transportation and Communications, work directly with the Council on Uniform Traffic Control Devices for Canada to develop a standardized pedestrian crossover traffic control device, having uniform legislation, uniform operating methods, uniform signing, uniform overhead lighting fixtures, uniform pavement markings and uniform installation warrants, for application across Canada."*

Which Had Been Referred to the Parks and Recreation Committee

(508) From Marathon Realty Company Limited, notifying that it has been considered necessary to increase the annual rental on the Rideau Street Playground property from $1,200.00 to $1,800.00, effective October 1, 1977.

Referred to the Public Works Committee

(509) From Dacon Corporation Limited, requesting that the Greenridge Place Subdivisions, Phases I, II and III, be adopted by the City, subject to the provision of a two year maintenance bond.

(510) From Dacon Corporation Limited, requesting that the services in the Country Club Estates Subdivision be adopted by the City.

Referred to the Community Services Committee

(511) From Judge George Thomson, Associate Deputy Minister, Community and Social Services, Children's Services Division, enclosing a copy of Bill 23, "An Act to Provide for the Transfer of Services Relating to Children," which transfers responsibility for the administration of certain services relating to children to the Minister of Community and Social Services.

(512) From the City of Hamilton, notifying that Hamilton City Council did not endorse the resolution from the City of Kingston dealing with a proposed amendment to the Dog Licencing and Livestock and Poultry Protection Act, and enclosing copy of their By-Law No. 76-271, which provides for the restraining of a dog on a leash by the owner.

Referred to the City of Kingston Planning Board

(513) From the Waterfront Users Association, objecting to By-Law No. 9064 - Rezoning of the Davis Tannery Property.

Filed

(514) From Central Mortgage and Housing Corporation enclosing cheque in the amount of $5,340. which represents payment for R.R.A.P. Agency Administration Fees for the City of Kingston for July and August, 1977.

COMMUNICATIONS (cont'd)

Referred to the City of Kingston Planning Board

(515) Copy of Decision of the Ontario Municipal Board, dated September 7, 1977, concerning approval of Official Plan Amendment No. 71 as it applies to the following lands:

(1) Lands of J.L. Smith located 600 feet southwest of Princess Street, west of the Cataraqui River and southeast of the Canadian National Railway line and designated as Hazard Land.

(2) Lands of Donald Case comprising a 2.5 acre parcel of land south of the Bath Road between the Little Cataraqui River and the Canadian National Railway spurline.

(3) Lands of Dacon Corporation Limited comprising lands situate south of Green Drive, east of the Canadian National spurline and designated as Hazard Land.

- and -

In the Matter of a reference to the Board by the Minister of Housing of an application by Dacon Corporation Limited for an order directing an amendment to the Official Plan to change from Recreation, Parks and Open Spaces to Residential the designated use of lands comprising a 6.2 acre parcel of land located south of Green Drive.

- and -

In the Matter of an appeal by Cecil E. Law from a decision of the Committee of Adjustment.

- and -

In the Matter of an application by the City for approval of By-Law No. 8499 notifying as follows:

J.L. Smith: The decision of the Board is that the designations of the J.L. Smith lands are Hazard Lands and Recreation, Parks and Open Space as sought by the City in Amendment No. 71. With respect to By-Law 8499 as it affects the J.L. Smith lands proposed to be zoned "FP", that zoning is approved. It has been the consistent position of the Board on prior zoning applications as they affect privately-owned lands, that the zoning for park purposes was not approved. The Board, therefore, refers the OS2 lands in the J.L. Smith ownership back to Council for reconsideration, in the full realization that the Official Plan designations approved may complicate other proposals for zoning.

Donald Case: The designation of the Case lands (2.5 acres) is commercial. The zoning under By-Law 8499 is referred back to Council to determine the specific desires of the owner as outlined in the evidence and to restrict the use of those lands to those uses.

Dacon Corporation Limited: The designation of the lands as Residential shall be at a density of 27.5 units per acre for that area proposed by the City as Parks, Recreation and Open Space. With respect to the lands proposed to be designated by the City as Hazard Lands, they will be Hazard Lands with the exception that suitable access be obtained from Green Drive to the area to be developed. The Board is to be provided with wording appropriate for that exception to be included in its Order.

Cecil E. Law Appeal: Dismissed.

and further notifying that the zoning with respect to all of the lands will be referred back to Council for the zoning appropriate to implement the above.

(NOTE: Copy of the O.M.B. decision has been distributed to all members of Council with the Planning Board Agenda.)

PETITIONS

REPORTS

Ald. Miller presented Report No. 85 of The Community Services Committee as follows:
Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 85 of The Community Services Committee be received and adopted.

REPORT NO. 85

August 25, 1977

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. WHEREAS Miss Nancy Hill, a Nursing attendant at Rideaucrest Home for the Aged since July 1975, has applied for a ten-month leave of absence for the purpose of attending St. Lawrence College on a full-time basis to take the Registered Nursing Attendant Course; and

   WHEREAS this application for leave of absence is supported by the Administrator of the Home;

   THEREFORE BE IT RESOLVED that Miss Nancy Hill be granted a ten month leave of absence from her employment as a Nursing Attendant at Rideaucrest Home for the Aged, commencing in September, 1977, such leave of absence to be without pay.

CARRIED

Respectfully Submitted,

(Signed) *Lois E. Miller* (Chairman)
Y. Tarnowecky
B.E. Breen
John Clements

* * *

Ald. Gerretsen presented Report No. 86 of the Transportation Committee as follows:

Council consented:

a) to the WITHDRAWAL of Clause 7 from presentation to Council, and

b) to the addition of Clause 11 for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 86 of the Transportation Committee be Received and Adopted clause by clause.

REPORT NO. 86

To the Mayor and Aldermen: August 31, 1977

The Transportation Committee reports and recommends as follows:

1. That the fine for parking at an expired meter be increased from $1.00 to $2.00 effective October 1, 1977.

(See By-Laws 1 & 2: No. 9082 and No. 9083) *CARRIED 11:2*
(See Recorded Vote)

Ald. Webb requested a recorded vote on Clause 1, which was as follows:

YEAS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky Ald. Timmins. (11)

NAYS: Ald. Allmark, Ald. Webb. (2)

2. That approval be given for Bell Canada to install three new telephone booths in the following locations:

   a) King and Clarence Streets on the west side of the planter at the Brewer's Retail Store.

   b) Southeast corner of Bagot and Clarence Streets.

   c) Southwest corner of King and Brock Streets on the north side of the Imperial Bank of Commerce.

CARRIED

3. That the "Loading Zone - No Parking" sign on the east side of Bagot Street between William and Johnson Streets, commencing at a point 126 feet north of William Street and continuing for a distance of 34 feet in a northerly direction, be changed to read "No Parking Between Signs".

(See By-Law 3 : No. 9084) *CARRIED*

4. That the rates for parking meters be increased from 10¢ to 20¢ per hour for a two hour limit, multiple coin meters, at the following locations:

BARRIE STREET	West Side, from 30 feet north of Queen Street to 45 feet south of Colbourne Street
KING STREET	West Side, from 20 feet north of Queen Street to 27 feet south of Barrack Street
KING STREET	West Side, from 74 feet south of Clarence Street to Johnson Street
WELLINGTON STREET	West Side, from Johnson Street to William Street.

(see By-Law 4: No. 9085) *CARRIED 12:1*
(Ald. Webb opposed)

REPORTS (cont'd)

Report No. 86 - Transportation Committee (Cont'd)

5. That, as requested by the Rideau Trail Association, two signs directing people to the hiking trail which extends from Kingston to Ottawa be erected in the following locations:

On the north side of Bath Road, at the corner of Bath Road and the short dead-end continuation of Queen Mary Road, adjacent to Extendicare.

On the south side, at the western edge of Donald Case's property, just east of Little Cataraqui Creek.

Note: The design and installation of these signs will be subject to the approval of the Traffic & Streets Department.

The Cataraqui Region Conservation Authority has volunteered to construct and install these signs.

CARRIED

6. That the City sell to the Royal Canadian Air Force Association the building they are presently occupying at the airport for the sum of $1.00 with a 15 year lease for the land at $50.00 per month for the first five years and reverting to $100.00 per month at the beginning of the sixth year.

Note: The new rate structure is conditional upon the R.C.A.F.A. carrying out improvements to the building in 1977-78 at a value of $15,000 to $18,000. All renovations or additions to the property would be subject to the approval of the Committee.

The lease rate be adjusted each year by the same percentage change as the Consumer Price Index of Statistics Canada.

A clause is to be included in the lease stating that if the Association is asked to vacate the premises within six months, a portion of the monies spent on the property, calculated on the basis of a depreciation factor, would be refunded.

(See following Motions of Amendments)

Moved by Ald. Mackenzie,
Seconded by Ald. Gerretson,

That Clause 6, Report No. 86, be amended by adding the following subsection thereto:

"The revised rental amount of $50.00 per month not to become effective until $5,000. worth of renovations are completed."

(See following Motion of Amendment)

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the motion of Ald. Mackenzie and Ald. Gerretsen be amended to read as follows:

"That Clause 6, Report No. 86, be amended by adding the following subsection thereto:

The revised rental amount of $50.00 per month to become effective when the Airport Supervisor certifies that the renovations have been commenced."

CARRIED 13:0

REPORTS (cont'd)

Report No. 86 - Transportation Committee (cont'd)

Clause 6, as amended, was then considered as follows:

6. That the City sell to the Royal Canadian Air Force Association the building they are presently occupying at the airport for the sum of $1.00 with a 15 year lease for the land at $50.00 per month for the first five years and reverting to $100.00 per month at the beginning of the sixth year.

Note: The new rate structure is conditional upon the R.C.A.F.A. carrying out improvements to the building in 1977-78 at a value of $15,000 to $18,000. All renovations or additions to the property would be subject to the approval of the Committee.

The lease rate be adjusted each year by the same percentage change as the Consumer Price Index of Statistics Canada.

A clause is to be included in the lease stating that if the Association is asked to vacate the premises within six months, a portion of the monies spent on the property, calculated on the basis of a depreciation factor, would be refunded.

The revised rental amount of $50.00 per month to become effective when the Airport Supervisor certifies that the renovations have commenced.

CARRIED AS AMENDED 13.0

7. That, as requested by the Downtown Business Association, the following items be permitted on Thursday night, all day Friday, and all day Saturday of October 20, 21 and 22, 1977 in conjunction with a major Downtown Promotion:

a) The closing of Wellington Street between Brock & Princess Streets

b) The closing of Bagot Street between Queen and Princess Streets

c) No parking on Princess Street from Montreal Street to Ontario Street.

WITHDRAWN

8. That a yield sign be installed at the end of the right turn lane from the west approach of Johnson Street to proceed southbound on Sir John A. MacDonald Blvd.

(see By-Law 3 : No. 9084)

CARRIED 12:1
Ald. Gerretsen Opposed

9. That the Public Utilities Commission be permitted to install an additional bus stop in the following location:

Westmoreland Road E/S at Inverness Crescent 80 feet southerly

(see By-Law 3: No. 9084)

CARRIED

10. That the United Pentecostal Church be permitted to erect a church sign 18" x 24" bearing the name "United Pentecostal Church", on the northwest corner of Alfred and Princess Streets, it being noted that the design and location are subject to the approval of the Traffic & Streets Department.

CARRIED

REPORTS (cont'd)

REPORT NO. 86 - TRANSPORTATION COMMITTEE (cont'd)

11. That the Kingston District Council Boy Scouts and the Kingston Girl Guides be permitted to hold their Annual Church Parade to St. George's Cathedral on Sunday, September 25, 1977 at 2:30 p.m.

NOTE: They will form up in the Cricket Field and leave at Bagot and West Streets, to Lower Union Street, to King Street to St. George's Cathedral.

CARRIED

Respectfully submitted,

(Signed) *J.P. Gerretsen* (Chairman)
John Clements
T.D. French
Y. Tarnowecky
G. Webb

* * *

Ald. Gorham presented Report No. 87 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Allmark,

That Report No. 87 of The Parks and Recreation Committee be Received and Adopted Clause by Clause.

Parks and Recreation Report No. 87

August 25, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the Final Progress Estimate #1 on Contract with Frost Steel and Wire Co Ltd for supplying and erecting a chain link fence at the Riverview Park, be paid -

Final Progress Estimate #1	$5537.00
Less 15% holdback	830.55
Amount payable	$4706.45

CARRIED

2. That the account of J.D.Lee Engineering Ltd., in the amount of $4173.01, for professional services rendered from April to July 1977 in connection with the development of the Cataraqui Park tennis courts, be paid.

CARRIED

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers - the Association of Women Electors of Kingston Area be permitted to use the Loyalist Room for their monthly meetings on the first Thursday evening of each month at no charge commencing Thursday, October 6, 1977, it being understood that they will relinquish the use of the room when it is required by the City.

CARRIED

REPORTS (cont'd)

Report No. 87 of The Parks and Recreation Committee (cont'd)

4. That notwithstanding the provisions of By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - the Kingscourt Baseball Association be permitted to use without precedent one of the lounges at the Portsmouth Olympic Site on September 17 from 9 pm to 1 am at no charge for purpose of hosting a social evening for the executive, coaches, managers and junior players of the Association.

CARRIED

5. That the following quotation of Londry Electronic Alarms for the supplying and monitoring of a security system in the City Hall based on a two year minimum term lease at a fixed rate, be accepted being the lower quotation received -

Installation cost	Monthly Monitoring and Maintenance Costs	Cost Projection - 2 years
$2800.00	$45.00	3880.00

Note - The third year rate would be proportionally aligned with interim adjustments in the Cost of Living Indices.

CARRIED

Respectfully submitted,

(Signed) *M.B. Gorham* (Vice-Chairman)
G. Allmark
T.D. French
Grant Timmins

* * *

Ald. Hawkins presented Report No. 88 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. Breen,

That Report No. 88 of The Public Works Committee be Received and Adopted clause by clause.

Public Works Report No.88

September 6, 1977

To the Mayor and Aldermen

Gentlemen:

The Public Works Committee recommends as follows -

1. That Tender 2(B) of Compair Canada Limited, in the amount of $11,224.30 (without trade) for one new Holman, Model CR185PSD air compressor with integral noise compression and complete with two medium breakers, be accepted.

Note The unit offered by the lowest tenderer includes diesel engine manufactured in Germany and they do not keep a large parts inventory in Canada.

CARRIED

REPORTS (cont'd)

Report No. 88 - Public Works Committee (cont'd)

2. That the tender of Domtar Chemicals Ltd for the supplying of 4000 tons, more or less, of ice control salt at a price of $19.538 per ton, T.I P., delivered, be accepted being the lower tender received.

CARRIED

3. That By-law No.14 - A By-law Relating to Sewers and Drains - be amended by deleting Section 7 and substituting therefor the following -

It shall be unlawful for any person to put naptha, gasoline, coal oil, motor oil, fuel oil or other flammable or explosive matter into any sanitary, storm or combined sewer.

CARRIED 11:2

4. That the Resolution of the City of Windsor attached hereto as Schedule A, be endorsed.

CARRIED

5. That the tender of Keeler Sales and Service Limited, in the amount of $2896.00, taxes exempted, for one new Dumco, Model BV53, front mounted one way snow plow, left hand discharge, complete with mounting frame, be accepted.

Note Insufficient information has been supplied by the lowest tenderer to permit comparison of the proposed supply with the unit recommended. The model is manufactured in the USA and is dimensionally smaller and appears to be generally lighter.

CARRIED 11:2
(See recorded vote)

Ald. Hawkins requested a recorded vote on Clause 5, which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French Ald. Gerretsen, Ald. Gorham, Ald. Mackenzie, Ald. Miller, Ald. Timmins, Ald. Webb. (11)

NAYS: Ald. Hawkins, Ald. Tarnowecky. (2)

Respectfully submitted,

(signed) J. Hawkins (Chairman)
G. Allmark
B.E. Breen
M.B. Gorham

June 8, 1977

File No. 26F-1-

SCHEDULE "A"

The following abstract was taken from Council Minutes dated May 30, 1977:

WHEREAS urban municipalities separate from the County are required to contribute to the construction and maintenance of suburban roads under jurisdiction of Suburban Roads Commissions established under Section 63(6) of The Public Transportation and Highway Improvement Act; and

REPORTS (cont'd)

Report No. 88 - Public Works Committee (cont'd) SCHEDULE "A"

WHEREAS Section 66(3) of the Act authorizes Suburban Roads Commissions to require cities or separate towns to contribute one-half mill on the dollar of the value of the rateable property in such municipality, which is the maximum permitted under the legislation; and

WHEREAS the Ministry of Transportation and Communications has cut back on the subsidy funds available to municipalities for the construction and maintenance of roads, in keeping with the current austerity programme, but has done nothing to amend the provisions of The Public Transportation and Highway Improvement Act respecting the contributions which cities or separated towns are required to make for the construction and maintenance of roads in suburban areas; and

WHEREAS the concept of financing the construction and maintenance of roads in our modern county areas through a levy on cities and separated towns is far from being equitable, since the mobility of vehicular traffic suggests that a large proportion of the travellers who use suburban roads originate from outside of the county or, in some cases, outside of the province; and

WHEREAS the construction and maintenance of suburban roads are financed as follows:

Province	50%
County	25%
City	25%;

THEREFORE BE IT RESOLVED that The Public Transportation and Highway Improvement Act be amended to reduce the amount which cities and separated towns are required to contribute to the construction and maintenance of suburban roads, or to revise the existing formula which prescribes Provincial, County, and City contributions;

AND FURTHER that copies of this resolution be forwarded to all cities and towns in the Province which contribute to Suburban Roads Commissions, and to local members of the Legislature for support, and to the Association of Municipalities of Ontario for endorsation.

* * *

Ald. Mackenzie presented Report No. 89 of The City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 89 of The City of Kingston Planning Board be Received and Adopted clause by clause.

REPORTS (cont'd)

Report No. 89 - City of Kingston Planning Board

REPORT NO. 89

September 6, 1977

The the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Parkington Corporation Limited to amend Zoning By-Law 8499 for a 5.7 acre parcel of land at the southeast corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A6 Residential (mobile home), and

WHEREAS the proposed amendment is in conformity with the Official Plan and is appropriate for the development of the neighbourhood; therefore

BE IT RESOLVED that subject to the applicant entering into agreement(s) with the City of Kingston respecting conditions of development, Zoning By-Law 8499 be amended as follows:

(A) By amending Zoning Map No. 8 so as to rezone two parcels of land containing approximately 0.6 acres, located at the south side of Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family), as shown on the copy of Zoning Map. No. 8 which is attached hereto as Schedule 'A'.

(B) By amending Zoning Map. No. 8 so as to rezone the approximately 5.2 acre parcel of land located south of Weller Avenue east of Division Street, from M1 Industrial to A6 Residential (Mobile Home) as shown on the copy of Zoning Map. No. 8 which is attached hereto as Schedule 'A'.
(see By-Law 5 : No. 9086)

CARRIED

2. That Council does hereby certify that By-Law No. 9086 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 5.7 acre parcel of land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A6 Residential (Mobile Home)", is in conformity with the Official Plan of the Corporation of the City of Kingston.

CARRIED

3. WHEREAS application has been filed by Parkington Corporation to amend Zoning By-Law 8499 for a 5.7 acre parcel of land at the Southeast corner of Division Street and Weller Avenue Place from M1 Industrial to A5 Residential (one and two family) and A6 Residential (mobile home); and

WHEREAS in the interest of orderly development of the land it is appropriate that the applicant enter into agreements regarding development standards and servicing;

BE IT RESOLVED that the applicant enter into agreements as follows:

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

3. (Cont'd)

(a) an identical agreement to that which is in effect on the applicants' adjacent 12.5 acre mobile home park, except wherein deletions or amendments are appropriate to take into account the specifics of the new site, said agreement to include the following additional conditions:

(i) development shall be basically in accordance with the Site Layout and Plan of Landscaping (PRA-1), Scale 1" = 50 ft. dated April 1977;

(ii) special buffering treatment shall be given to the site in the form of landscaping, berms or other suitable measures, to alleviate the detrimental audio-visual effect of the highway overpass to the west and the rail line to the south,

(iii) land as shown for park purposes on the above listed plan shall be retained for park use for the duration of the existence of the mobile home park;

(iv) the owner agrees that if future redevelopment of the site takes place, a park contribution shall be made by the developer in accordance with the standard of park contribution in effect at that time.

(b) an agreement with respect to the standard of subdivision servicing requirements for the four conventional lots fronting on Weller Avenue Place with such agreement to include a condition that cash to an amount equal to the value of 5% of the land be paid to the City.

CARRIED 13:0

Ald. French withdrew from the meeting at 9:05 p.m.

4. WHEREAS the following resolution was approved at the meeting of City Council held on August 18, 1977:

> "That the Corporation of the City of Kingston apply to the City of Kingston Planning Board for a zone change on the property of Beaufort Realties 1964 Inc. on the north of Bath Road west of Queen Mary Road from a depth of 260 feet to a depth of 300 feet north of Bath Road from B1.110 (Multiple Family) to C2 Commercial in accordance with the provisions of an earlier agreement with Beaufort Realties."

WHEREAS a Commercial zone to a depth of 300 feet north of Bath Road approximates the Official Plan designation of Commercial on the north side of Bath Road to a depth of about 260 square feet; and

WHEREAS Section 7(3) of the Official Plan makes it clear that boundaries are approximate only and it is not intended that amendments will be necessary for minor variations;

BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

4. (cont'd)

> "By amending Zoning Map No. 22 so as to rezone that parcel of land consisting of approximately 0.67 acres (40' x 730') located on the north side of Bath Road west of the extension of Queen Mary Road, as shown on Zoning Map No. 22 which is attached hereto as Schedule 'A', from B1.110 (Multiple Family) Residential to C2 Commercial."

TABLED
(for consideration at next Council Meeting)
(see following Motion)

Moved by Ald. Tarnowecky,
Seconded by Ald. Clements,

That clauses 4 and 5, Report No. 89, be TABLED for consideration at the next regular meeting of Council.

CARRIED 12:0

5. That Council does hereby certify that By-Law No. 9087 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.67 acre parcel of land located on the North Side of Bath Road West of the Extension of Queen Mary Road, from B.1.110 (Multiple Family) Residential to C2 Commercial" is in conformity with the Official Plan of the Corporation of the City of Kingston.

TABLED
(see preceeding Motion)

Ald. Clements Withdrew from the meeting at 9.15 p.m.

6. WHEREAS Council approved Development Control for a restaurant operated by Mario Gencarelli at Nelson and Princess Streets in November, 1976; and

WHEREAS one of the conditions of such Development Control was the erection of a screen fence on the easterly boundary of the property; and

WHEREAS the applicant has requested the above condition be deleted as it is unnecessary between two commercial properties and would involve considerable expenditure; and

WHEREAS it is deemed appropriate that additional fencing be erected along the westerly lot line of 518 Albert Street and along the south east lot line abutting the four foot cement block fence;

BE IT RESOLVED that the applicant not be required to erect a screen fence on the easterly boundary of the property at Nelson and Princess Streets and that concrete curbing not be required in its place and that the applicant be required to extend the cement block fence four feet southerly along the westerly lot line of 518 Albert Street and to construct a four foot high chain link fence six feet along the south east lot line abutting the four foot cement block fence.

CARRIED 11:0

7. WHEREAS application has been made to the Conservation Authority by Sylmar Limited, to fill land on Lot 23, Concession 3, City of Kingston;

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

7 (cont'd)

BE IT RESOLVED that Council communicate to the Cataraqui Region Conservation Authority that it has no objection to such Fill Permit being granted. *CARRIED 11:0*

8. WHEREAS the Council of the Corporation of the City of Kingston has approved the expropriation of the property at 220-2 Princess Street for extensions and improvements to the Grand Theatre; and

WHEREAS following negotiations the Tenant carrying on business at 220 Princess Street under the name of One-Hour Martinizing, has agreed to the relocation of his business to the property at 222 Princess Street subject to certain terms and conditions as set out in a Memorandum of Agreement made the 24th day of May, 1977; and

WHEREAS the provisions of By-Law No. 8499, Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston place the property at 222 Princess Street within the 'C' Commercial Zone; and

WHEREAS under the provisions of the C Commercial Zone a laundry or dry cleaning establishment is not a permitted use of land;

BE IT RESOLVED that Zoning By-Law No. 8499 be amended as follows:

(A) By amending Zoning Map No. 31 so as to rezone that parcel of land consisting of approximately 0.07 acres, located on the south side of Princess Street west of Montreal Street as shown on a copy of Zoning Map No. 31 attached hereto as Schedule 'A', from C Commercial to C.137 Commercial.

(B) By adding as Section 137 the following:

"137. On the approximately 0.07 acre parcel of land located on the south side of Princess Street and designated C.137 on Zoning Map No. 31 a laundry and dry cleaning establishment shall also be a permitted use."

(see By-Law 7: No. 9088) *CARRIED 10:1*
Ald. Hawkins opposed

9. That Council does hereby certify that By-Law No. 9088 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston (Rezone 0.07 acre parcel of land located on the south side of Princess Street west of Montreal Street from C Commercial to C.137 Commercial", is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendment proposed in Clause 8(A) has been approved.

CARRIED 10:1
Ald. Hawkins opposed

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

10. WHEREAS on May 16, 1977, the Ministry of Housing approved the draft plan of subdivision for J. Fern Inc., (10CDM 77-004) subject to the following among other conditions:

> "That the subdivider agree via the subdivider's agreement with the municipality in wording acceptable to the Ministry of the Environment to inform all prospective purchasers of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property."

and

WHEREAS the Ministry of the Environment in satisfaction of this condition requires that the Subdivision Agreement between the City of Kingston and J. Fern Inc., be amended accordingly;

BE IT RESOLVED that the Subdivision Agreement between the Corporation of the City of Kingston and J. Fern Incorporated be amended in accordance with the draft agreement submitted by Messrs. Lord and Conacher on August 23, 1977, as attached hereto.

CARRIED 11:0

11. WHEREAS on July 11, 1977, Council approved Development Control for an 18 dwelling development by Gerald Splinter Ltd. on the south side of Newcourt Place; and

WHEREAS a condition of such Development Control was that construction be commenced within six months and the applicant may not be in a position to commence construction before Spring of 1978;

BE IT RESOLVED that the Development Control Agreement between the Corporation of the City of Kingston and Gerald Splinter Limited concerning an 18 dwelling development in Newcourt Place be amended to extend the time during which construction must commence to twelve months.

CARRIED

12. WHEREAS Council approved Development Control for a six storey, 72-unit apartment building development by Dacon Corporation at the corner of Princess Street and Sir John A. Macdonald Boulevard, on June 13, 1977; and

WHEREAS one of the conditions of such approval was that landscaping details be approved by the City; and

WHEREAS a landscaping plan has been submitted and found satisfactory by the Parks & Recreation Department;

BE IT RESOLVED that Landscape Plan, L-1 (Scale: 1" = 20'), dated July 20, 1976 and Revised July 7, 1977 be approved subject to the condition that the location of all boulevard planting be approved by the City Engineer.

CARRIED

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

Ald. Clements Returned to the Meeting at 9:25 p.m.

13. WHEREAS on May 197, 1976 the Local Architectural Conservation Advisory Committee recommended to Planning Board that the following list of buildings be designated as buildings of historic or architectural value -

2 Alwington Avenue
56 Alwington Avenue
74 Alwington Avenue
77 Alwington Avenue
St. John's Anglican Church - 51 Church Street
29 Baiden Street
73 Baiden Street
51 Francis Street
The Church of The Good Thief - King St. West
Presbytery - 743 King Street West
Holiness Church - 716 King Street West
738 King Street West
Newcourt - St. Lawrence College Grounds
162 Mowat Avenue
Rectory - 176 Mowat Avenue
579 Union Street
The Water Tower - Sir John A. Macdonald Blvd.
Penitentiary Farm House
Coach-House - Penitentiary Staff College Grounds
Gardener's Building - Penitentiary Staff College Grounds
Rockwood Asylum)
South Cottage)
Beechgrove) - Kingston Psychiatric Hospital Grounds
Leahurst)
Gazebo)

AND -

WHEREAS the designations have been delayed pending the resolution of certain appeals; and

WHEREAS more than one year later there still has been no date of hearing set;

BE IT RESOLVED that the designation of recommended buildings proceed for those buildings where no objection has been received.

CARRIED 10:2

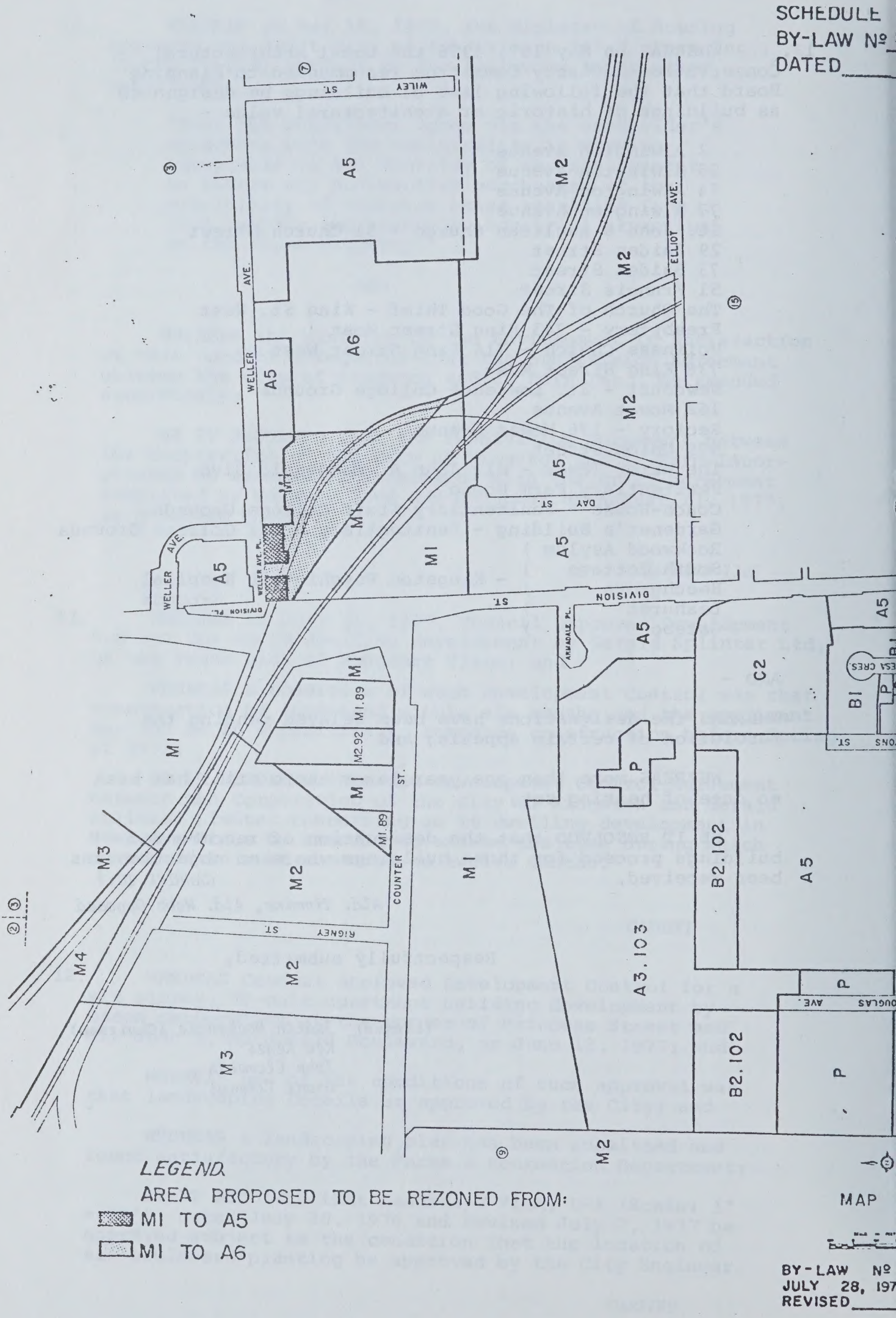
Ald. Timmins, Ald. Webb Opposed

Respectfully submitted,

(signed) *Judith Mackenzie* (Chairman)
Ken Keyes
John Clements
Grant Timmins

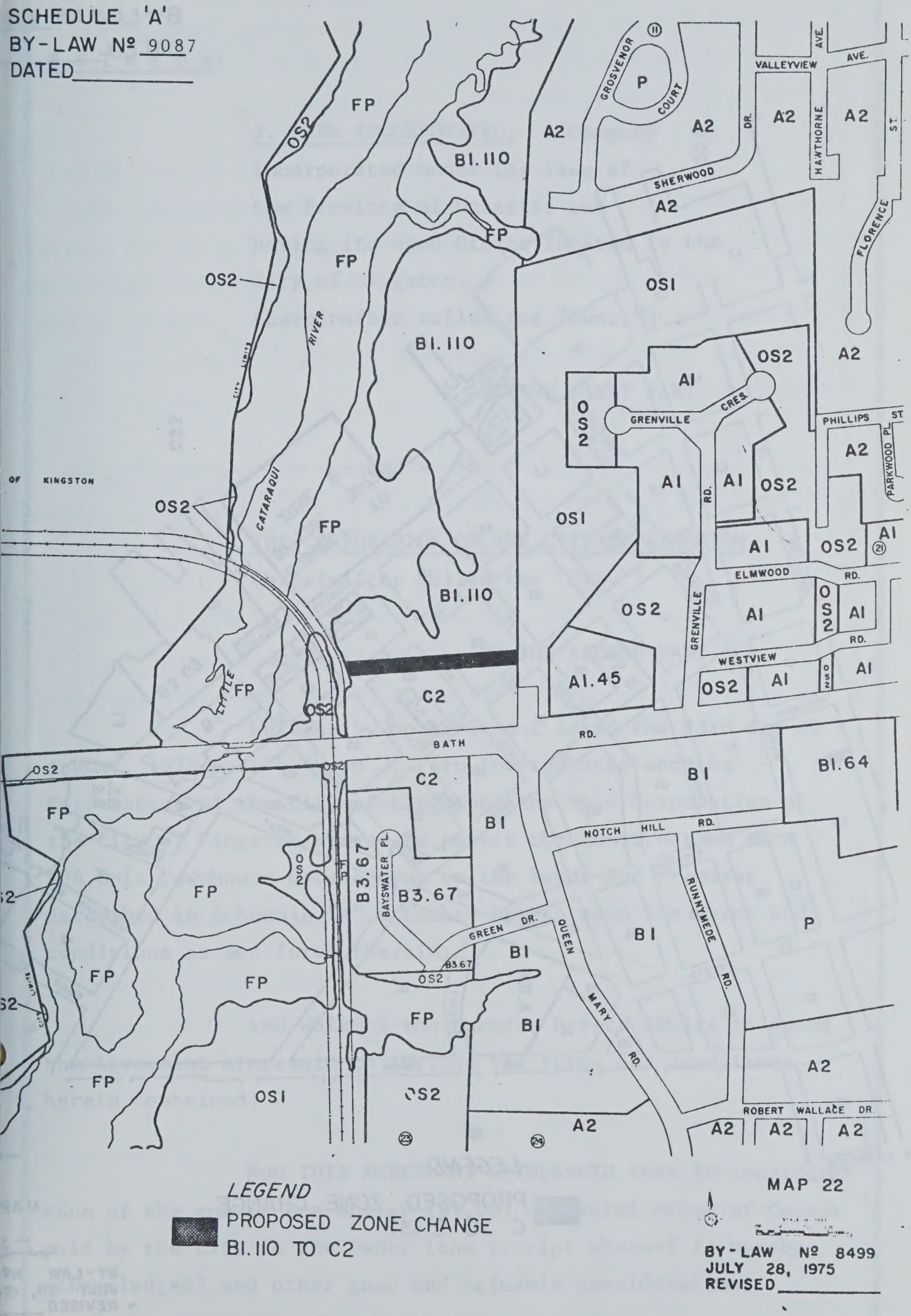
REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)


SCHEDULE
BY-LAW Nº
DATED
WILEY ST.
ELLIOT AVE.
WELLER AVE.
WELLER AVE. PL.
DIVISION PL.
DIVISION ST.
DAY ST.
ARMADALE PL.
COUNTER ST.
RIGNEY ST
DOUGLAS AVE.
A5
A6
M2
M1
M3
M4
M1.89
M2.92
C2
B1
P
B2.102
A3.103
③
⑦
⑨
⑮
LEGEND
AREA PROPOSED TO BE REZONED FROM:
▩ M1 TO A5
▨ M1 TO A6
MAP
BY-LAW Nº
JULY 28, 197
REVISED

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)



SCHEDULE 'A'
BY-LAW Nº 9087
DATED________

LEGEND
▨ PROPOSED ZONE CHANGE
BI.110 TO C2

MAP 22

BY-LAW Nº 8499
JULY 28, 1975
REVISED________

FP
OS2
BI.110
A2
P
GROSVENOR
COURT
SHERWOOD
DR.
VALLEYVIEW
AVE.
HAWTHORNE
ST.
FLORENCE
OS1
OS2
A1
GRENVILLE
CRES.
PHILLIPS
ST.
PARKWOOD PL.
RD.
ELMWOOD
RD.
WESTVIEW
A1.45
C2
CATARAQUI
RIVER
CITY LIMITS
OF KINGSTON
LITTLE
BATH
RD.
B1
B1.64
NOTCH HILL RD.
B3.67
BAYSWATER PL.
GREEN DR.
QUEEN MARY RD.
RUNNYMEDE RD.
ROBERT WALLACE DR.
⑪
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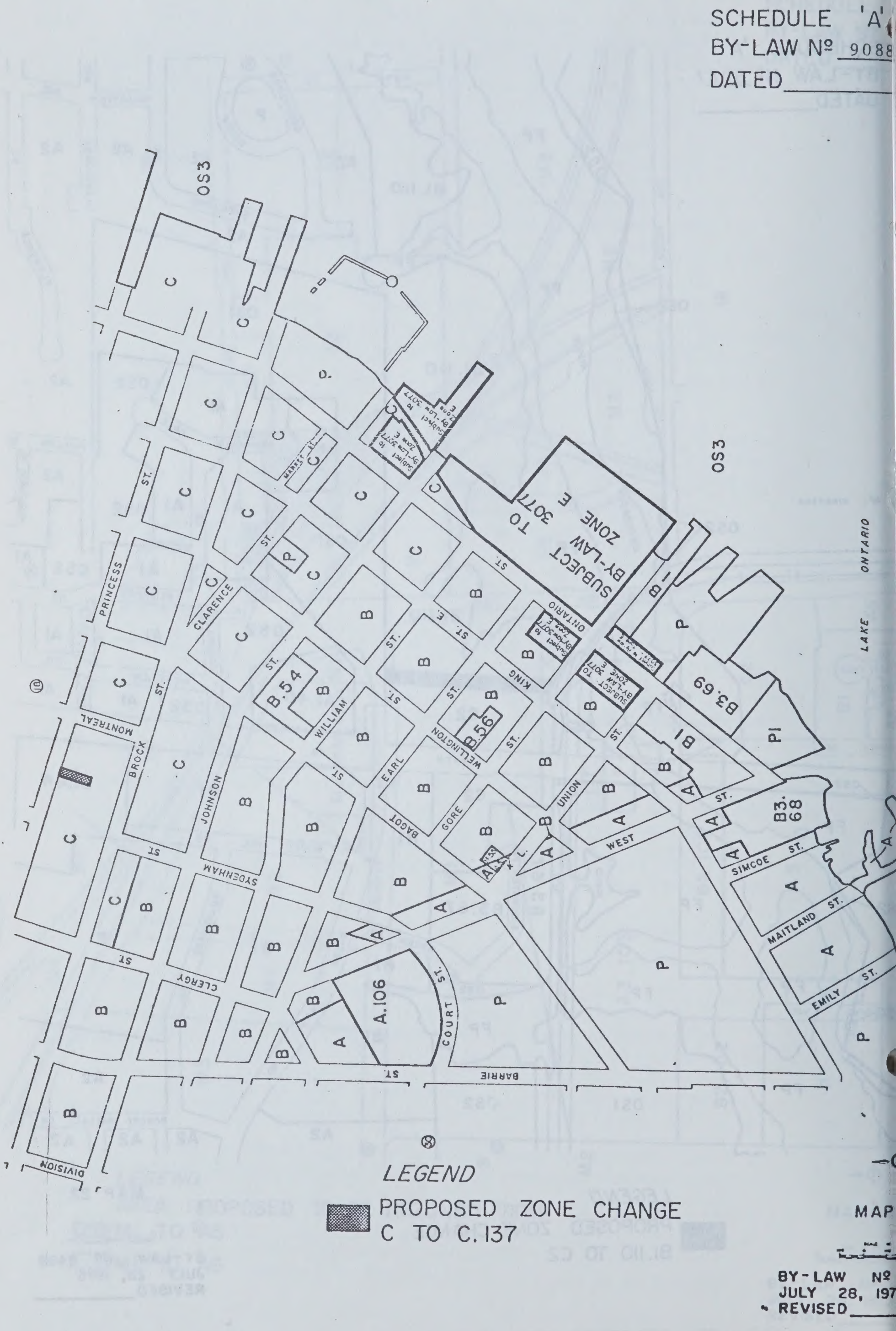
REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)


SCHEDULE 'A'
BY-LAW Nº 9088
DATED
OS3
SUBJECT TO BY-LAW 3077 ZONE E
ONTARIO
LAKE ONTARIO
PRINCESS ST.
CLARENCE ST.
MARKET ST.
BROCK ST.
WILLIAM ST.
JOHNSON
EARL ST.
SYDENHAM
CLERGY ST.
BAGOT ST.
WELLINGTON ST.
KING ST.
GORE
UNION
WEST ST.
SIMCOE ST.
MAITLAND ST.
EMILY ST.
COURT ST.
BARRIE ST.
MONTREAL
DIVISION
B.54
B.56
B3.69
B3.68
A.106
PI
BI
LEGEND
▨ PROPOSED ZONE CHANGE C TO C.137
MAP
BY-LAW Nº
JULY 28, 197
REVISED

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

THIS AGREEMENT MADE THE 23rd day of August, 1977.

BETWEEN:

J. FERN INCORPORATED, a Company
incorporated under the laws of
the Province of Ontario, and
having its Head Office located in the
City of Kingston.
(hereinafter called the "Owner")

OF THE FIRST PART

- and -

THE CORPORATION OF THE CITY OF KINGSTON
(hereinafter called the "City")

OF THE SECOND PART

WHEREAS by an Agreement dated the 23rd day of August, 1976 made between J. Fern Incorporated and the Corporation of the City of Kingston, the said Corporation of the City of Kingston agreed to permit the construction of a 136 unit townhouse development on the lands and premises described in Schedule "A" attached hereto upon the terms and conditions as set forth therein;

AND WHEREAS the parties hereto desire to amend the Agreement aforesaid to include the terms and conditions herein contained:

NOW THIS AGREEMENT WITNESSETH that in consideration of the sum of One Dollar ($1.00) of lawful money of Canada paid by the City to the Owner (the receipt whereof is hereby acknowledged) and other good and valuable consideration:

REPORTS (cont'd)

Report No. 89 - The City of Kingston Planning Board (cont'd)

NOW THEREFORE WITNESSETH that pursuant to the provisions of Section 5.30 of By-Law No. 8499, "Restricted Area Zoning By-Law for The Corporation of the City of Kingston", it is agreed as follows:

1. The Owner shall notify and inform, at its own expense, all perspective purchasers of condominium units located on the lands described in Schedule "A" attached hereto of the possibility of nuisance noise resulting from road traffic and possible industrial expansion on the Alcan property on the East side of Sir John A. MacDonald Boulevard in the City of Kingston.

2. This Agreement shall be registered on the Title of the property at the expense of the Owner and be subject to clause 3 of this Agreement.

3. This Agreement shall be binding upon and the benefits and burdens shall enure to the benefit of the parties hereto and their respective heirs, executors, administrators and assigns.

IN WITNESS WHEREOF the parties hereto have hereunto set their hands and seals.

SIGNED, SEALED AND DELIVERED In the Presence of

J. FERN INCORPORATED

____

____

THE CORPORATION OF THE CITY OF KINGSTON

____
Mayor

____
Clerk-Comptroller

SCHEDULE "A"

ALL AND SINGULAR that certain parcel or tract of land lying and being in the City of Kingston, in the County of Frontenac and being composed of all of Block II according to registered Plan 1658 for the City of Kingston.

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 90 of The Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 12(B) by adding, before the word "curb", the words "turning circle".

Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Report No. 90 of The Committee on Finance and Accounts be Received and Adopted Clause by Clause.

REPORT NO. 90

September 7, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That the following Lists of Accounts for expenditures incurred under proper authorisation be approved:

   List No. 7 - dated July 1977 - $6,601,465.13,
   List No. 8 - dated August 1977 - $5,153,263.30.

   (Note: Copies of the above Lists have been distributed to all members of Council.)

   CARRIED

2. That the following resolution of the City of Windsor be ENDORSED:

   "THAT WHEREAS in recent announcements the Honourable Darcy McKeough has stated that the implementation of property tax reform (market value assessment) will be delayed until 1979 taxation year; and

   WHEREAS the City of Windsor is concerned that the inequity in the Provincial resource equalization grant calculations, which are based on equalized assessments, will remain to the detriment of many municipalities for a longer period than expected; and

   WHEREAS a comparison of assessments attached as Appendix "A" hereto, between Windsor and other Ontario municipalities, based on the outdated equalization factors shows that the grant calculations have been completely unfair when examining the actual payments for 1976:

CITY	*TOTAL RESOURCE EQUALIZATION GRANT*	*POPULATION*	*TOTAL PER CAPITA*
City "A"	*$4,710,534.00*	*243,416*	*$19.35*
City "B"	*NIL*	*302,124*	*NIL*
City "C"	*$3,477,302.00*	*311,886*	*$11.15*
Windsor	*NIL*	*196,512*	*NIL and*

   WHEREAS the present equalization factors are an attempt by the Province to bring the assessment of all municipalities to an equal level; and

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

2. (cont'd)

> *WHEREAS the attached Appendix which shows Windsor as having the lowest percentage increase in market value assessments over the current equalized assessment proves that the equalization factors are inequitable and the Provincial grant calculations based on these assessments are unfair; and*
>
> *WHEREAS every municipality whose equalized assessment is overstated in comparison with other municipalities is being denied a fair share of the Provincial resource equalization grants;*
>
> *THEREFORE BE IT RESOLVED that the Province be strongly urged to use market value assessments for the purpose of resource equalization grant calculations for the year 1978, and further that the Province provide to all municipalities the details of the grant formula, prior to its adoption, for municipal input and comment;*

APPENDIX "A"

COMPARISON OF ASSESSMENT

		Windsor	*City"A"*	*City "B"*	*City "*
A.	*Equalized assessment (in $000) per 1976 Ontario Unconditional Grants printout*	*$2,094,411*	*$2,121,540*	*$4,094,394*	*$2,977,*
	Per capita	*10,547*	*8,716*	*13,645*	*9,*
B.	*Market Value Assessment - per printout provided by Blair Commission - excluding schools & local government*	*2,300,222*	*3,106,302*	*8,163,791*	*4,755,*
	Per capita	*11,584*	*12,761*	*27,207*	*15,*
	% increase over equalized assessment	*9.8%*	*46.4%*	*99.4%*	*58.*
C.	*Market Value Assessment - - market value data but applying same rates for business as present and eliminating presently exempt property*	*2,258,935*	*3,004,086*	*8,022,419*	*4,637,*
	Per capita	*11,376*	*12,341*	*26,736*	*14,*
	% increase over equalized assessment	*7.9%*	*41.6%*	*95.9%*	*54.*

CARRIED

3. Whereas it is believed that senior levels of government should pay their full share of municipal taxes and that municipalities should pay their full share of taxes levied by the senior levels of government:

That the following resolution of the Borough of North York be NOT ENDORSED:

> *"WHEREAS the Federal Government of Canada does not charge municipalities Federal Sales Tax on many items purchased by Canadian Municipalities;*
>
> *THEREFORE BE IT RESOLVED that the Council of the Borough of North York request the Ontario Provincial Government to cease charging Ontario Municipalities the Provincial Sales Tax in effect on these items."*

CARRIED

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

4. That the account of Mr. D.L. Hardtman, Q.C., Acting City Solicitor, in the amount of $1,425.05 for legal services before the Divisional Court in the matter of the Mining and Lands Commissioner, John L. Smith, and the Cataraqui Region Conservation Authority be authorized for payment, to be charged to the appropriation "Finance-Miscellaneous - Legal Fees".

CARRIED

5. That the appointment of Mr. D.L. Hardtman, Q.C., Acting City Solicitor, to act as Counsel before the Divisional Court on September 8, 1977 at Osgood Hall, Toronto, in the matter of Berlin's Clothing Limited (S & R Department Store Building) and Conservation Review Board (Ontario) be ratified and confirmed.

CARRIED

6. That, as recommended by the Parks and Recreation Committee, the following C.O.J.O. Capital Budget Funds, which are surplus to previously authorized works, in the amount of $4,640.00 be transferred, internally, from:

a)	asphalt conversion	$ 640.
b)	fence conversion	3,300.
c)	penitentiary fence erection	700.
		$4,640.

to a new internal account, "Winter Boat Storage Site Preparation" - $4,640. in order that the following work can be done under the supervision of the Parks and Recreation Department.

Electrical Installation - P.U.C. 675' @ $.74	$ 500.
Electrical Distribution	1,615.
Water Service	1,180.
Excavating & Grading	700.
Gravel (200 yds.)	650.
	$4,645.

CARRIED

7. That, subject to provision of $800. by the Kingston Community Memorial Centre Board, the following budget appropriation amendment be approved in order to provide the Transportation Committee with their 1/3 share ($800.) of the cost of paving the unpaved sections of boulevard on the west side of Alfred Street between the Hockey Hall of Fame and Concession Street:

	Increase	Decrease
FINANCE		
- Contingencies	-	$800.
PUBLIC WORKS		
Permanent Pavements - shoulder repairs & dust laying (A/C 314-05)	$800.	-

CARRIED

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (Cont'd)

8. That complete, used, copies of:

   a) Ontario Reports, and
   b) Dominion Law Reports,

   be authorized to be purchased from The Carswell Company Limited for the sum of $4,900.00, plus shipping charges, to be charged to the appropriation "Finance-Miscellaneous".

   and

   That the sum of $7,000 be transferred from "Contingencies" to "Miscellaneous" to provide funds for purchases of books, etc., for the City Solicitor's Library.

   (Note: Quotations for "New" copies of the Complete Ontario Reports and Dominion Law Reports have been received as follows:
   a) The Carswell Company Limited - $6,000.
   b) The Canada Law Book Company - $5,806.)

   CARRIED
   Ald. Breen, Ald. Gorham Opposed

9. That, as recommended by the Public Works Committee:

   (A) Since it is considered more expedient to construct a school sidewalk on the south side of Kirkpatrick Street all the way from Brant Avenue to Kingscourt Avenue, instead of only from Brant Avenue easterly 453.2 feet,

   Clause 11, Report No. 83, be REPEALED;

   (B) it is declared desirable that the construction of a sidewalk on:

   (i) east side of Brant Ave. from Kirkpatrick St. southerly 122 feet, and

   (ii) south side of Kirkpatrick St. from Brant Ave. to Kingscourt Ave.,

   should be undertaken as a local improvement; and

   (C) a by-law be presented to Council to authorize the construction of a 4.5' wide concrete school sidewalk on:

   (i) east side of Brant Ave., from Kirkpatrick St. southerly 122 feet, and

   (ii) south side of Kirkpatrick St. from Brant Ave. to Kingscourt Ave.,

   at a total estimated cost of $15,000.00 under the provisions of Section 8 of *The Local Improvement Act:*

Owner's Share	- $ 3,841.63
Corporation's Share	- $11,158.37
Total, to be debentured	$15,000.00

   (Note: Funds for this expenditure are available in the 1977 Capital Budget Quota.)

   (see By-Law 8: No. 9089) *CARRIED*

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

10. WHEREAS Bob Martin Construction Company Limited has received City approval for the development of 19 dwelling units on lots acquired by the City under the Neighbourhood Improvement Program (N.I.P.);

AND WHEREAS it is the opinion of Mr. Martin that minor variances are needed on six of the properties to allow development within city guidelines;

AND WHEREAS the Building Inspection Department and the Planning Office consider the variances not to be inappropriate;

AND WHEREAS the City of Kingston, as legal owner of the properties, must authorize applications to the Committee of Adjustment:

THAT Bob Martin Construction Company Limited is hereby authorized to make applications for minor variances to the Committee of Adjustment on the following City owned properties:

Semi-Detached Property	Variances
4 & 6 Corrigan Street:	- Reduction in minimum lot area from 8,000 to 6,822 sq. ft., and - Reduction in minimum side yard from 12 to 11 feet.
10 & 12 Corrigan Street:	- Reduction in minimum lot area from 8,000 to 6,822 sq. ft., and - Reduction in minimum side yard from 12 to 11 feet.
62 & 64 Markland Street:	- Increase in maximum lot occupancy from 33 1/3% to 40%, and - Reduction of maximum side yards from 12' to 11'8".
86 & 88 York Street:	- Increase in maximum lot occupancy from 33 1/3% to 40%.
94 & 96 Bay Street:	- Reduction of minimum lot area from 8,000 to 4,690 sq. ft.
98 & 100 Bay Street:	- Reduction of minimum lot area from 8,000 to 4,180 sq. ft., and - Reduction of minimum setback from: i) 10' 6" to 6' on Bay Street, and ii) 11' to 6' on Montreal Street.

CARRIED

11. That the property, known as the "Pine Woods", on the west side of the Parkway being part of Farm Lots 16 & 17, Concession II, City of Kingston, and containing 22.86 acres, more or less, is hereby authorized to be purchased from Mississauga Apartments (Kingston) Limited and Mr. A. Britton Smith for the sum of $150,000.00 payable:

$100,000. to Mississauga Apartments (Kingston) Limited,

and

$ 50,000 to A. Britton Smith

- and -

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

11. (cont'd).

That, subject to the following, provision for this expenditure be made in the 1978 Budget, it being understood:

(a) that discussions are underway between the City and the Cataraqui Region Conservation Authority for the Authority to acquire this property from the City for 60% of the purchase price paid by the City to Mississauga Apartments; and

(b) that discussions have been commenced with the Little Cataraqui Environment Association concerning their offer to assist the City, through their public fund raising campaign and matching Wintario Funds, to acquire lands along the Little Cataraqui Creek.

CARRIED

12. That, subject to the execution of an agreement with Mississauga Apartments (Kingston) Limited, By-Laws be presented to Council:

(A) to dedicate, as the "Parkway":

(i) the 86 foot wide strip of City owned land lying to the east of the Normandy, Cumberland and Mayfair, etc., apartments, being Part of Farm Lots 16 and 17, Concession II, City of Kingston, from Princess Street southerly 1290 feet, more or less, to the projection westerly of the north limit of the property of the Frontenac County Board of Education, known as Balsam Grove School,

SAVE AND EXCEPT the easterly one foot of the City owned land, so that there will be a one foot reserve along the entire east side of the "Parkway", and

(ii) an additional parcel, 1,572 ± sq. ft., on the west side, to be conveyed by Mississauga Apartments (Kingston) Limited to the City, required for the "Turn-around" at the south end of the Parkway, as shown on City of Kingston Plan B-450, dated September, 1977,

(B) to authorize the construction, at the General Rate, of 28' asphalt pavement with turning circle, curb, gutter and boulevard, street lights, sidewalk on the west side, tree belt on the east side and storm drainage in the "Parkway" from Princess Street southerly 1,290 feet, as shown on City of Kingston Plan B-450, dated September 1977 at a total estimated cost of $122,400.00

- and -

That an agreement be entered into with Mississauga Apartments (Kingston) Limited to provide:

(1) that Mississauga will pay to the City, for the construction of the above work in the Parkway, an amount equal to their share of and the share the City would be unable to recover from the property on the east side of the Parkway, excepting the "Rollins" property on the south east corner of the Parkway and Princess Street, if the work had been done under The Local Improvement Act estimated to be $91,700.00, payment to be in 10 annual installments which will also include interest charges and will be for the actual charges when known;

(2) that Mississauga will deed, to the City 1,572 ± sq. ft., of their land, without charge, required for the "Turn-around" at the south end of the Parkway;

(3) that Mississauga will erect a mutually satisfactory delineation of the southerly boundery of its resulting property limit; and

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

12. (cont'd)

(4) that Mississauga will acknowledge that there is no density remaining on any of their lands lying west of the Parkway for further units of housing.

- and -

That it is understood if the property at the southeast corner of the Parkway and Princess Street requires access to the Parkway, the access will be granted by dedicating a portion of the one foot reserve as part of the Parkway on the execution of an agreement between the City and the Owner providing that the Owner will pay an amount equal to the Owner's share, estimated to be $9,500., as if the work had been done under The Local Improvement Act, plus interest and such other conditions which may be required by Council pursuant to Statute effective at that time.

- and -

That the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
Local Improvements - Storm Sewers - Kingscourt II:	$122,400.	-
(Leaves Unallocated Balance of $74,600.)		
General Rate - Roads - Parkway, Princess St., Southerly 1290':		$122,400.
(New Allocation: $122,400.)		

- and -

That Mississauga Apartments (Kingston) Limited be notified that the conveyance of a 10 foot wide strip of land to the City along the west and north boundaries of their lands for their 63 unit apartment building on the west side of the Parkway, representing 5% of their lands for this building is acceptable to the City of Kingston. (shown on Humphries & Burgham Ltd. O.L.S. Plan No. 24122).

(Note: Total cost of Parkway Construction	*$122,400.*
Cost to be recovered from Mississauga	*(-)91,700.*
Cost to be assumed by City	*30,700*
Potential cost to be recovered if southeast corner Parkway and Princess Street developed	*(-) 9,500.*
Potential net cost to City for intersection exemptions and catch basins	*$ 21,200.)*

(see By-Laws 9 & 10: No. 9090 & 9091) *CARRIED AS AMENDED*

Respectfully submitted,

REPORTS (cont'd)

Report No. 90 - Finance and Accounts (cont'd)

(Signed) Ken Keyes (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
Lois E. Miller

* * *

UNFINISHED BUSINESS

Mayor Keyes said that the Public Utilities Commission was attempting to arrange a meeting with representatives of the Township of Pittsburgh to discuss the Barriefield Bus Route. He said that to date the meeting had not been able to be arranged and that the Commission would be dealing directly with the Department of National Defense if a joint meeting with the Township is not held soon.

Mayor Keyes said that the transfer area for the transit system was being changed on Oct. 3rd. from its location on Brock Street during evenings, to the south side of Princess Street, between Montreal and Bagot Streets.

Mayor Keyes said that the Transit Department revenues for the months of July and August were down mainly because of a decrease in the number of riders for which, he said, partial blame is placed by some persons on the increased fare.

Mayor Keyes reported that Ald. Clements and the members of the 1981 Summer Games Committee and the City Hall staff were working diligently on the preparation of their presentation to the Ontario Government and were to be commended for their efforts.

Mayor Keyes reported that Mr. Norman Jackson, the City's new Solicitor, had recently been injured and would not be able to commence work for the City of Kingston until the third week in October.

Mayor Keyes said that a number of Special Council Meetings had been held recently and that there was the possibility of his having to call another Special Meeting of Council, possibly on Friday, September 16th, concerning the development of Marina City.

BY-LAWS

Council consented to the WITHDRAWAL of By-Law 6 from presentation to Council since Clause 4, Report No. 89, was Tabled.

Council also consented to the amendment of By-Law 10 by adding, in the title, before the word "Curb", the words "Turning Circle,".

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That By-Laws 1 to 5 and 7 to 12 be given their first and second readings.

CARRIED

Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 11 and 12 their third reading.

CARRIED

Moved by Ald. Miller,
Seconded by Ald. Gerretsen

That By-Laws 11 to 17 be given their third reading.

CARRIED

BY-LAWS (cont'd)

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Increase Fine for Overtime Parking from $1.00 to $2.00).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9082)
Clause 1, Report No. 86, 1977

CARRIED 11:1
Ald. Webb Opposed

(2) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise, and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Increase Fine For Overtime Parking at Meters from $1.00 to $2.00).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9083)
Clause 1, Report No. 86, 1977

CARRIED 10:2
Ald. Allmark, Ald. Webb Opposed

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 3, 8, and 9, Report No. 86)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9084)
Clause 3, 8, and 9, Report No. 86, 1977

(Note: Ministry of Transportation and Communications approval not required.)

CARRIED

(4) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 4, Report No. 86)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9085)
Clause 4, Report No. 86, 1977

CARRIED

(5) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 5.7 acre parcel of land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (one and two family) and A 6 Residential (Mobile Home))

(FIRST AND SECOND READINGS) (PROPOSED NO. 9086)
Clause 1, Report No. 89, 1977

CARRIED

(6) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.67 acre parcel of land located on the North Side of Bath Road West of the Extension of Queen Mary Road, from B.1.110 (Multiple Family) Residential to C2 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9087)
Clause 4, Report No. 89, 1977

WITHDRAWN

BY-LAWS (cont'd)

(7) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.07 acre parcel of land located on the south side of Princess Street west of Montreal Street from C Commercial to C.137 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9088)
Clause 8, Report No. 89, 1977

CARRIED 11:1
Ald. Hawkins Opposed

(8) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Brant Avenue from Kirkpatrick Street Southerly 122 feet and on the South Side of Kirkpatrick Street from Brant Avenue to Kingscourt Avenue under the Provisions of Section 8 of The Local Improvement Act.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9089)
Clause 9, Report No. 90, 1977

CARRIED

(9) A By-Law to Dedicate Certain Land as the "Parkway"

(FIRST AND SECOND READINGS) (PROPOSED NO. 9090)
Clause 12, Report No. 90, 1977

CARRIED

(10) A By-Law to Authorize the Construction of an Asphalt Pavement With Turning Circle, Curb, Gutter, and Boulevard, Street Lighting, Sidewalk on the West Side, Tree Belt on the East Side and Storm Drainage in the Parkway (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9091)
Clause 12, Report No. 90, 1977

CARRIED, AS AMENDED

(11) A By-Law to Authorize the Execution of an Agreement with Mississauga Apartments (Kingston) Limited (Sewer Connection : 63 Unit Apartment on West Side of Parkway)

(THREE READINGS) (PROPOSED NO. 9092)
By-Law No. 14

CARRIED

(12) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 12, 1977.

(THREE READINGS) (PROPOSED NO. 9093)
City Council Meeting No. 24

CARRIED

(13) A By-Law to Authorize the Execution of an Agreement with the Public Utilities Commission of the City of Kingston, Bell Canada and Kingston Cable TV Limited (Joint-Use of Underground Plant in Easements).

(THIRD READING) (PROPOSED NO. 8277)
Clause 4, Report No. 13, 1975

CARRIED

BY-LAWS (cont'd)

(14) A By-Law to Authorize the Construction of Improvements to the Intersection of Counter and Division Streets.

(THIRD READING) (PROPOSED NO. 8997)
Clause 4, Report No. 33, 1977

CARRIED

(15) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9047)
Clause 1, Report No. 70, 1977

CARRIED

(16) A By-Law to Dedicate Certain Lands as Part of Lower Union Street

(THIRD READING) (PROPOSED NO. 9073)
Clause 8, Report No. 79, 1977

CARRIED

(17) A By-Law to Authorize the Execution of an Agreement with Ontario Development Corporation (Loan Agreement: $131,250.00 - Industrial Park Services).

(THIRD READING) (PROPOSED NO. 9076)
Clause 13, Report No. 83, 1977

CARRIED

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That the sympathy of Council be extended to the Family of the Late Frank Matthews, brother of Ald. K.W. Matthews.

CARRIED

(2) Moved by Ald. Hawkins,
Seconded by Ald. Tarnowecky,

That the sympathy of Council be extended to the Family of the Late Joseph Catlin.

CARRIED

(3) Moved by Ald. French,
Seconded by Ald. Miller,

That a letter of congratulation be forwarded to Dr. Ronald C. Burr on the official opening of the Ronald C. Burr Wing at the Kingston General Hospital.

CARRIED

(4) Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Council do now adjourn.

Council Adjourned at 10:20 p.m.

CARRIED

(L.S.)

(Signed) *T.J. McKibbin*,
Clerk-Comptroller

(Signed) *Ken Keyes*,
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 25

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, September 26, 1977.

ROLL CALL

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 24, held on September 12, 1977 be adopted as printed.

COMMUNICATIONS

To be Filed

(516) From the United Way of Kingston and District, a Bulletin, setting out how money is allocated during the year and asking that the contents of the Bulletin be considered when requests are made this year for contributions.

(517) From Flora MacDonald, M.P. Kingston and the Islands, acknowledging receipt of a copy of the City Council's endorsement respecting the Automotive Parts Manufacturer's Association of Canada's brief proposing an amendment to the 1965 Automotive Trade Agreement.

(518) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND Nos. 77/35 and 77/36.*

(Copies have been distributed to all members of Council.)

(519) A copy of the City of Kingston's submission to the Sports Federation of Canada for a bid for the City of Kingston to host the 1981 Canada Summer Games.

(Copies have been distributed to all members of Council.)

(520) From Queen's University News Department, copies of the 1977-78 List of Queen's Speakers who are available, without fee, to speak to organizations, associations and institutions.

(521) Copy of *"Kingston Neighbourhood Improvement Program Traffic Study"* by De Leuw Cather, Consulting Engineers and Planners.

(Copies have previously been distributed to members of Council.)

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board

(522) From the Corporation of the City of Cambridge, requesting endorsation of their following resolution:

"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since 1974, and

WHEREAS we are aware of the benefits of this program to property owners and our municipality, and

WHEREAS the municipalities require a longer term commitment to this program by the Province,

WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:

(a) The Ontario Home Renewal Program be continued for a period of not less than three years.

(b) The funding be increased.

(c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law."

To be Referred to the Transportation Committee

(523) From the Ministry of Transportation and Communications submitting information with respect to Metric Conversion of Weight Limit Control Signs and to Speedometer Metric Conversion Kits.

To be Referred to the City of Kingston Police Department (Youth Bureau) and The Safety Council.

(524) From D. Sinclair, Deputy Provincial Secretary for Justice, Queen's Park, enclosing copies of the second and third booklets published by the Secretariat for Justice of Ontario entitled *"Exhibitionism"* and *"Impaired Driving"*.

To be Referred to the City of Kingston Planning Board and the Finance Committee

(525) From Ron F. Morrison, President, Allimor Corporation Ltd. requesting that the City extend the Development Control Application of March, 1977, for an additional term ending October 20, 1977.

To be Referred to the Community Services Committee

(526) From the Ministry of Community and Social Services, their newsletter *"Children's Services"*, dated August, 1977.

(527) From Mel Swart, M.P.P. Welland-Thorold, enclosing a press release outlining the New Democratic Party position on the Government's proposed change in the timing of municipal elections.

Which has been Referred to the Public Works Committee and The Parks and Recreation Committee

(528) From the Association of Women Electors of Kingston Area, requesting consideration be given to making plantings of trees along sidewalks a matter of City policy, and noting that several downtown streets are scheduled for sidewalk reconstruction this year.

COMMUNICATIONS (cont'd)

To be Referred to the City of Kingston Planning Board

(529) From the City of Peterborough, a programme for the Fall Forum in Peterborough to be held October 16 to 18, 1977.

(Copies have been distributed to all members of Council, Planning Board and Department Heads.)

To be Referred to the Transportation Committee

(530) From The Corporation of the City of Windsor requesting that the City of Kingston endorse their resolution to amend the Municipal Act to increase the fine payable on conviction of leaving the keys in a motor vehicle from not less than $1.00 and not more than $10.00 to a minimum of $25.00 and not more than $100.00.

To be Filed

(531) From the City of London notifying that their Council filed the resolution of the City of Kingston requesting the Provincial Government to amend the Dog Licensing and Live Stock and Poultry Protection Act because:

a) they believe the increased purebred kennel fee from $25. to $50. was a matter of policy rather than a legal matter; and

b) they have no problem with dogs running at large because they are not under control "by means of a leash" since the City of London has a Private Act requiring owners to "restrain their animals upon leash when it is not confined to the dwelling or property of the owner".

To be Referred to the Finance and Accounts Committee

(532) From Lily Inglis & Wilfred Sorensen, Associated Architects for the Kingston Public LIbrary, submitting, as approved by the Kingston Public Library Board, contemplated change Order No. 20 for the following items for the construction of the new public library in the net amount of $6,188.34. to be charged to the Contract Contingency Fund in the Contract with M. Sullivan & Son Limited:

	ADD	DEDUCT
(1) Additional electrical work to Elevator Service Disconnect as requested by the Department of Labour.	200.55	-
(2) Glass and wind screen to close off opening on 3rd floor, between Technical Services and Bishop's House, as per drawing No. W17.2. (oak to match other similar screens in building for natural finish).	2,830.69	-
(3) Base to large Meeting room to be painted epoxy on the brick walls and wood or plastered walls instead of carpetting.	363.46	-

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee (cont'd)

(532) (cont'd)

		ADD	DEDUCT
(4)	Interior treatment of Bagot St. Door Bishop's House including seat as per drawing No. WB2.5R.	1,377.81	-
(5)	Delete two soap dispensers	-	75.00
(6)	Various small items of additional electrical work. (Some work as required by Ont. Hydro or Ministry of Labour and some work to provide more convenient location of fixture or greater accessibility of fixture.)	533.40	-
(7)	City crest over main doorway	949.15	
(8)	Saving for manual hardware to entrance doors 2,5 & 6 390.00 + Add for transformer to automatic hardware 79.00 - Add for extra over allowance for Bish.Hse. Chandeliers 78.83 + Saving		232.17
(9)	Supply and install exhaust fan elevator Machine Room. (Mechanical work.)	240.45	
		$6,495.51	$307.17
	NET ADDED TOTAL	$6,188.34	

PETITIONS

REPORTS

REPORT NO. 91

September 13, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by 350549 Ontario Limited, for the construction of a five-storey office building at Clarence and Brock Streets:

Site Plan - Plan #1 - September 6, 1977

North & West Elevations - Plan #4 - Sept. 6, 1977

South & East Elevations - Plan #5 - Sept. 6, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *the development shall be in accordance with the above listed plans;*

b) *internal facilities for garbage storage shall be submitted to the satisfaction of the City;*

c) *the small open area at the west end of the site shall be provided with facilities such as shrubs, potted plants, planters and benches, with such facilities to be integrated with the existing fountain on adjacent City property;*

d) *The alcoves on the north and south entrances shall be supplied with planters, potted plants or benches;*

e) *roof structure shall be screened in a manner which is suitable to the City;*

f) *all plans shall bear the required architectural or engineering certificates before the agreement is finalized.*

2. That the following plans, submitted by Inducon Consultants, on behalf of Benson Centre Limited, for a shopping plaza at the south-west corner of Division Street at Benson Street:

Site Plan - Drawing 5149.A1 - August, 1977

A & P Elevations - Drawing 5149.A3 - August, 1977

Elevations - Drawing 5149.A10 - August, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *development shall be in accordance with the above listed plans;*

b) *elevations, plot plans, and access routes for the proposed fast food outlet shall be the subject of a separate development control application;*

c) *detail design of vehicular entrances and exits shall be submitted for City approval;*

d) *the proposed facilities for disposal of garbage shall be reconsidered by the applicant, with a view to improved screening or location in a less conspicuous position along with consideration of internal storage facilities, with revised plans to be approved by the City;*

2. (Cont'd)

e) *plans of lighting, landscaping and free standing site identification plans to be completed to the satisfaction of the City;*

f) *facilities for easy access of wheelchairs shall be provided;*

g) *sidewalks should be provided on the portions of Division Street and Benson Street which abut the site;*

h) *curb and gutter on the south side of Benson Street should be completed;*

i) *on site fire hydrants and water connection charges will apply.*

3. That the following plans, submitted by Bob Martin Construction Limited, for two 35 unit apartment buildings at the corner of Briceland Street and Montreal Street,

Isometric Site Plan - Drawing No. 1 - August, 1977

Elevations & Section - Drawing A3.6 - September, 1976

Storage Building - Drawing L.S.2 - April, 1977

Landscaping & Site Plan - Drawing L.S.1 - June, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *development shall be in accordance with the above listed plans;*

b) *that the access to the parking area be designed with a turning radius to allow access by fire emergency vehicles;*

c) *that the pedestrian access from Montreal Street be designed to allow access for emergency vehicles;*

d) *that the applicant assume the outstanding balance of the City's share of the cost of construction of Briceland Street along the length of the property;*

e) *that the applicant agree to a sewer connection change against the Montreal Street frontage at the present rate of $14.00 per foot;*

f) *that the applicant agree not to object to future local improvements on Montreal and Briceland Streets;*

g) *that the applicant be responsible for construction of access to Briceland Street, including culverts;*

h) *that the owner contribute to the original cost of the 12" watermain on Briceland Street to an amount of $14.645 per foot of the Briceland Street length of the property;*

i) *that the landscaping plan be approved by the City and implemented within one year, such plan to include the 20 foot strip of City-owned land on the north side of Briceland Street;*

j) *that all parking and vehicular access areas be paved.*

3. (Cont'd)

k) that at the time of application for a building permit, the sewer capacity levy of $125.00 per dwelling unit will be paid by the applicant.

4. WHEREAS application has been made to the Cataraqui Region Conservation Authority by Homestead Land Holdings Limited, to fill land forming part of Lot 16, Concession II, City of Kingston (Parkway Apartment); and

WHEREAS it is not felt appropriate that cutting should take place in this area;

BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that Council does not object to a fill permit being granted to Homestead Land Holdings Limited to fill land forming part of Lot 16, Concession II, City of Kingston, on the following conditions:

a) that there be no compensatory cutting permitted on the land in the area known as the Pine Woods, which is being purchased by the City; and

b) that the parking lot be drained away from the flood plain area.

Respectfully submitted,

CHAIRMAN

September 22, 1977

The following clauses may be presented:

5. That the following plans, submitted by Hiram L. Piper Company Limited, for a one storey, 15,000 square feet factory building, located on the north side of Don Street and abutting the southern boundary of Highway 401 :

Perspective - Drawing No. 506 - N.T.S. - Aug. 24, 1977

Site Development Plan - Drawing No. 506.0 - Aug. 4, 1977

Elevations - Drawing No. 506.4 - June 13, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

6. That the following plans, submitted by Kingston Lath and Plaster (Designer: Smith Building Systems and Supply Ltd.) for a 70' x 100' one-storey addition to the rear of the existing construction company warehouse, at 37 Rigney Street:

Elevations - Drawing No. 510 - August 11, 1977

Site Plan - Drawing No. 510-1 - August 23, 1977

6. (Cont'd)

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *that development shall be in accordance with the above listed plans;*

b) *that location of the building within 5 feet of the north side lot line be subject to approval of the Committee of Adjustment through a minor variance application.*

Respectfully submitted

CHAIRMAN

REPORT NO. 92

September 14, 1977

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That the present lease agreement with Corporate Air Services be amended to include an area 150 ft. x 278 ft. westerly of Pad No. 1, for the purpose of erecting a "T" hangar 40 ft. x 278 ft. at a new lease rate of $2,900.00 per annum, with the addition of the following clauses:

   i) that Corporate Air Services relocate the existing tile bed a minimum of 50 ft. from the hangar;

   ii) that the additional parking area is to be used only for Company aircraft and vehicles.

2. That the action taken by the Commissioner of Industries in filing a formal objection to the proposed Township of Kingston By-Law 77-34 and requesting that the City of Kingston be notified of the date set by the Ontario Municipal Board for hearing of said by-law be ratified and confirmed.

3. That, as requested by the Downtown Business Association, the following items be permitted on Thursday night, all day Friday and and all day Saturday of October 20, 21 and 22, 1977 in conjunction with a major Downtown Promotion:

   a) The closing of Wellington Street between Brock & Princess St.

   b) The closing of Bagot Street between Queen & Princess St.

   c) No parking on Princess Street from Montreal to Ontario St.

4. That:

   a) six metered parking spaces be installed on the west side of Regent Street from 160 ft. south of Princess Street southerly 130 ft.

      Delete from Section 30

      Regent St. West Side from Princess St. 200 ft. southerly

      Add to Section 30

      Regent St. West Side from Princess St. 160 ft. southerly

   b) six metered parking spaces be added to the existing metered area north of Princess Street on the west side of Drayton Street. Metered area will be from Princess Street northerly 340 feet.

5. That the congregation of Bethel Church, 314 Johnson Street be permitted to pave the existing gravelled parking lot which extends to the sidewalk, including a portion of City boulevard on the condition that parking will not be permitted on this paved boulevard.

6. That Mrs. Eleanor Grennel, 303 Avenue Road be given permission for the contractor to cross the median on the west side of Sir John A. MacDonald Blvd. in order to gain access to her backyard to construct a swimming pool, it being noted that under By-Law #8819, a deposit of $100 will cover possible damage to City boulevard and street.

7. That the following street lighting improvements be approved:

	LOCATION	ESTIMATED COST
1.	Montreal Street at location of former subway. Install two poles with luminaires and replace one existing luminaire.	$1,800.00
2.	Montreal Street from Briceland to Drennan St. Replace existing with 2-400 watt mercury vapour luminaires.	400.00
3.	Montreal Street from Railway Street to former subway. Replace existing with 12-400 watt mercury vapour luminaires.	2,640.00
4.	King Street West, from Mowat Ave. to Portsmouth Avenue. Replace existing with 8-400 watt mercury vapour luminaires.	1,750.00
5.	Johnson Street from Victoria Street to Palace Road. Replace existing with 16-400 watt mercury luminaires.	3,500.00
6.	Brock Street from Victoria Street to Palace Road. Replace existing with 13-400 watt mercury vapour luminaires.	2,900.00
	TOTAL	$13,030.00

8. That the Downtown Business Association be permitted to install bicycle racks for downtown shoppers in front of Marc Raymond Optical on King Street, the Canadian Shop and Alford's Ltd. on Princess Street.

9. That the parking meters on the north side of Johnson Street between Bagot and King Streets be shifted to the south side so that moving traffic will be 10 ft. further from the Library for safety and noise benefits.

10. That the Ability Centre - Kingston be permitted to hold sidewalk sales from the two stores 428A Barrie Street and 664 Princess Street from 9:00 a.m. - 5:30 p.m. September 26th to October 1st, 1977 inclusive.

11. That 12.5% of the 15% holdback be released to O.J. Gaffney Construction Limited in the amount of $85,162.95 for the completion of contract #75-6W, Bath Road Bridge project.

September 22, 1977

12. That the tender received from Harold's Demolition for Contract 77-1P (Demolition of S.N. Kingston Property) in the amount of $16,000 be accepted on the condition that the liquidated damages be increased by $50 to $100 per day. This is the lowest tender received.

13. That:

a) George Street be changed to a one way street northbound from King Street to Okill Street.

b) Okill Street be a one way street eastbound from George Street to Barrie Street

c) That parallel parking meters be installed on the south side of Okill Street from George Street to Barrie Street.

d) That angle parking meters be installed on the west side of George Street from King Street to Okill Street.

e) That parallel parking meters on the east side of George Street from Okill Street to Stuart Street be reinstalled.

f) That the sidewalk on the west side of George Street from King Street to Okill Street not be reconstructed but replaced by the widening of the pavement.

14. That, as requested by the Downtown Business Association, a temporary bus stop be installed on the east side of Bagot Street near the front entrance of the LaSalle Mews from September 27th to October 1st, 1977 inclusive.

NOTE: The Downtown Business Association will be renting a bus to transport spectators free of charge from the International Plowing Match to downtown Kingston.

Respectfully submitted,

CHAIRMAN

Parks and Recreation Report No.93

September 15, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Smith, Mill and Ross, Architects - $8503.63 - progress payment on contract for preparation of NIP development plans for Friendship Park, Riverview Park and Artillery Park pool enclosure

Marathon Realty Ltd - $1800.00 - 1977 charge for lease of land used for Rideau St Park

J.D.Lee Engineering Ltd - $1245.03 - professional services rendered during August 1977 in connection with development of Cataraqui Park tennis courts

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chambers and Committee Rooms - the Heritage Day Festival Committee be permitted to use Memorial Hall at no charge during period February 18 to 25, 1978, inclusive, for purpose of holding a heritage exhibition of crafts.

3. That the following action of the Parks and Recreation Committee taken under delegated powers of City Council, be ratified and confirmed -

That the quotation of Hillcrest Construction Ltd., in the amount of $11,653.00, to construct an underground irrigation-sprinkler system for the Cataraqui Park tennis courts, be accepted and that the work be carried out as an extra to their contract for the construction of the tennis courts.

Note - Adequate funds are available for this extra work. There will be an unexpended sum of $55,000. which is more than adequate for construction of addition to Club House.

Respectfully submitted,

Chairman

Public Works Report No.94

September 19, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, subject to the concurrence of the Ministry of Transportation and Communications. the tender of Donald A.Foley Ltd., in the amount of $89,310.25, for reconstruction of pavements on Princess St from King to Ontario St., King St from Princess to Queen St., and widening of the Division/Counter St intersection, be accepted being the lowest tender received.

2. That the resolution of the City of London attached as Schedule "A", be endorsed.

3. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

(a) Reconstruction of concrete sidewalk on the south side of Princess St from 133.7' west of King St westerly 125.5'

Total estimated cost	$4950.00
Owners' share	2475.00
Corporation's share	1930.12
Anticipated MTC subsidy	544.88
Debenture amount	4405.12

Note This section includes a tree as sidewalk is wide.

(b) Reconstruction of concrete sidewalk on the south side of Princess St from 66.7' west of King St westerly 67

Total estimated cost	$1880.00
Owners' share	858.55
Corporation's share	751.66
Anticipated MTC subsidy	269.79
Debenture amount	1610.21

(c) Asphalt pavement with curb, gutter and boulevard on Fairview Rd from Portsmouth Ave to Hillendale Ave

Total estimated cost	$28,500.00
Owners' share	4,433.31
Corporation's share	12,033.35
Anticipated MTC subsidy	12,033.34
Debenture amount	16,466.66

4. That it is declared desirable that the reconstruction of the sidewalk on the south side of Princess St from 21.8' west of King St westerly 44.9' should be undertaken as a local improvement and that a by-law be passed to authorize the work to be carried out

......./2

under the provisions of Section 8 of The Local Improvement Act -

Total estimated cost	$2010.00
Owners' share	824.14
Corporation's share	969.28
Anticipated MTC subsidy	216.58
Debenture amount	1793.42

Note - This section includes a tree as sidewalk is wide.

5. That the tender of Joyceville Sand and Gravel for supplying 5000 c.y., more or less, of winter control sand at a price of $3.30 per c.y., mixed, be accepted, subject to satisfactory gradation testing at the time of delivery in accordance with established methods.

Note Griffin Bros and Joyceville Sand and Gravel are the lowest bids received and are equal. Testing samples were obtained from the pits of both bidders and gradation testing indicates that the material from Joyceville Sand and Gravel is of a higher quality.

Respectfully submitted,

Chairman

SCHEDULE "A"

(498) From the City of London, requesting that their following resolution be endorsed and forwarded to the Minister of Transportation and Communications for consideration:

"WHEREAS Section 63 of The Public Transportation and Highway Improvement Act sets forth the manner in which appointments are made to Suburban Road Commissions;

AND WHEREAS Subsection 12 of the said Section precludes members of a Municipal Council from appointment thereto;

AND WHEREAS it is deemed desirable, for the purpose of improved liaison, that Municipal Councils, and in particular Councils of Cities and Separated Towns, should be able to appoint their own members to sit on such Commissions:

THEREFORE BE IT RESOLVED that the Minister of Transportation and Communications be requested to amend Subsection 12 of Section 63 of the said Act by deleting therefrom the words 'or of a Municipal Council' and subsection 6 to reduce the term of Commission Members to two years, so that the said Subsections would then read as follows:

> *'(6) The members of Suburban Roads Commissions shall hold office for a term of two years from the date of the Order-in-Council directing the Commission to be appointed and no longer, and that at the expiration of the period, and thereafter at the expiration of every period of two years, the members of a Commission shall be appointed as provided in this Section, and any member of a Commission is eligible for reappointment;'*
>
> *'(12) Notwithstanding any general or special Act, no person who is a member of the Assembly or who is an employee of a municipality, is eligible to be a member of a Suburban Roads Commission;'."*

REPORT NO. 95

September 22, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That, as recommended by the Director of Purchasing tenders be accepted in part for those items respectively indicated in the summary of tender No. 77-33 for the provision of food supplies at the Rideaucrest Home, being the lowest or one of the lowest tenders received consistent with product quality with the following modification:

   a) The tender of Wilmots Dairy for "Creamers" be accepted.

   (NOTE: Wilmots Dairy submitted the low bid for the supply of eggs and milk and in order to facilitate daily delivery it was necessary to order dairy supplies from one supplier.)

2. That the following resolution be approved:

   "WHEREAS the cost of necessary orthodontic services for persons who have undergone surgery for cleft lips and cleft palates is not covered by the Ontario Hospital Insurance Plan and the costs of this work are extremely high;

   AND WHEREAS it is believed that municipalities should not be expected to share the costs of this kind of treatment;

   NOW THEREFORE BE IT RESOLVED that the Provincial Government be requested to provide funding through O.H.I.P. for orthodontic work resulting from congenital abnormalities;

   AND FURTHER that a copy of this resolution be forwarded to the Ministry of Health, Ministry of Community and Social Services & the Association of Municipalities of Ontario for endorsation.".

3. That, as recommended by Mr. Harry P. Smith, Smith, Mill & Ross, Architects, and concurred in by the Administrator of Rideaucrest Home, the tender of Kehoe Construction Limited, in the amount of $40,833, being the lowest tender received be accepted.

   (NOTE: See Clause 3, Report No.96 re budget transfer of $6,000 which along with monies provided in the 1977 Budget will cover this expenditure.)

4. That the following resolution of the City of Cambridge BE NOT endorsed:

   "That Council of the City of Cambridge recommends that the Minister of Housing for Ontario execute the necessary agreement with the Federal Government to enable the home owners in Ontario to be eligible for funding of home insulation products through the new Federal Home Insulation Program.".

   (NOTE: This resolution was not endorsed as the Province of Ontario is already involved in this program.)

5. That, as recommended by the Clerk-Comptroller, in order for the City of Kingston to qualify for the housing subsidy of $1,000 per dwelling unit the Building Inspector be authorized to issue a building permit for the construction of two, 35 unit, 2½ storey, apartment buildings at the northwest corner of Montreal and Briceland Streets on the understanding that the owner will save the City harmless from any claims.

(NOTE: There have been no objections to By-Law No. 9052 which authorized the zone change from one and two family residential to B1.134 (Multiple Family Residential) and the by-law will not receive O.M.B. approval for several months.)

6. WHEREAS under By-Law No. 8499, "Restricted Area Zoning By-Law for the City of Kingston", the property located at 412 Bagot Street was zoned a non-conforming use in a residential zone;

AND WHEREAS under the Ontario Municipal Board decision of August 8th 1977 with regard to By-Law No. 8499, the zoning of this property was referred back to City Council for reconsideration and it was stated that the evidence submitted was not sufficient to substantiate that this property should be zoned residential and it was further stated that the interests of the community might very well be served by the location of the ambulance service at 412 Bagot Street which could be accomplished by an exemption from the "A" zoning for this use;

AND WHEREAS the owner has been notified that the Ministry of Health must have possession of this building no later than November 1st 1977;

AND WHEREAS it is necessary for the owner to obtain a building permit to renovate the building for this use;

THEREFORE BE IT RESOLVED that subject to the concurrence of the Chairman of the Planning Board and the Director of Planning and Urban Renewal, the Chief Building Inspector be authorized to issue a building permit for the renovation of the building at 412 Bagot Street for use as an ambulance service on the understanding that the owner will save the City harmless from any claims.

7. WHEREAS since 1913 the Ontario Plowmen's Association in co-operation with local Plowmen's Associations has sponsored the International Plowing Match and Farm Machinery Show annually in different regions of Ontario;

AND WHEREAS in 1977 Frontenac County will host the event on the Greenlees Bros. and neighbouring farms located off Highway 15 on the Woodburn Road;

THEREFORE BE IT RESOLVED that the week of September 25th to October 1st 1977 in conjunction with the Frontenac County Council be proclaimed International Plowing Match Week in the County of Frontenac and the City of Kingston and all citizens be invited to attend and participate and observe the many events.

Respectfully submitted,

CHAIRMAN.

REPORT NO. 96

September 21, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as requested by the Public Utilities Commission, since the Commission has postponed the purchase of two additional Dial-a-Bus vehicles, pending a survey of the Dial-a-Bus evening services in the City of Kingston, the sum of $17,724. representing the City's 25% share of funds appropriated in the 1977 Transit Budget for the purchase of two Dial-a-Bus vehicles, be placed in a reserve fund in order that the funds will be available in 1978.

2. WHEREAS Council, by Clause 5 of Report No. 76, 1977, approved of a loan application to C.M.H.C. for the construction of a storm sewer in Old Sir John A. Macdonald Blvd., between Counter Street and Elliot Avenue in the estimated amount of $49,419.93;

   AND WHEREAS it has now been determined that a loan of $56,094.94 may, under C.M.H.C. regulations, be applied for instead:

   That application to Central Mortgage and Housing Corporation for a loan of $56,094.94 for the construction of a sewer in Old Sir John A. Macdonald Blvd. between Counter Street and Elliot Avenue is hereby authorized and confirmed, on the understanding that the City will execute an agreement with C.M.H.C., "Municipal Infrastructure Project, C.M.H.C. 1754", for the loan amount of 9-5/8% interest rate, the current C.M.H.C. rate, with a 25% forgiveness clause, as has been done for other similar projects.

3. That the following Budget Appropriation amendment be approved in order to provide additional funds for office renovations at Rideaucrest:

	INCREASE	DECREASE
RIDEAUCREST		
BUILDING & PROPERTY - OPERATION & MAINTENANCE		
- Repairs & Mntce, Buildings & Grounds (A/C 9959) (Office Renovations)	$6,000	-
DIETARY SERVICE		
- Raw Food Costs (A/C 9915)	-	$6,000

4. That, as recommended by the City Treasurer, the execution of the following agreements with Central Mortgage and Housing Corporation, "Municipal Infrastructure Projects", approved and constructed previously, be authorized:

C.M.H.C. File No.	Project	Interest Rate	Construction By-Law Nos.
08-041-139	North End Pumping Station	10%	8206
08-041-147	Extension to Okill Street Pumping Station	10%	8207
08-030-967	North End Trunk Relief Sewer	10½%	8290

5. That:

(A) The resignation of Mrs. Karen Mason as a member of the Kingston Area Planning Board be accepted with regret and that the appreciation of Council be expressed to Mrs. Mason for her community service; and

(B) Ald. M.B. Gorham be appointed a member of the Kingston Area Planning Board for a term ending January 1, 1978.

6. That, as recommended by the Public Works Committee, the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

Local Improvements	Decrease	Increase
Storm Sewers		
- Palace Road *(Leaving balance of $26,000)*	1,500	-
Paving of Macadam Roads		
- Fairview Road *(Increases Appropriation to $16,500)*	-	1,500

in order to provide additional funds to meet the cost of construction of an asphalt pavement with curb, gutter and boulevard on Fairview Road from Portsmouth Avenue to Hillendale Avenue at a cost of $28,500 for which a sufficiently signed petition has been received.

(Note: See Report No. 94 of the Public Works Committee, Clause 3(c), recommending the construction of this project.)

7. WHEREAS the Sydenham Ward Tenant and Rate Payers Association expect to raise funds during the winter months in order to obtain a Wintario grant for the renovation of the bandstand in Macdonald Park in the Spring of 1978;

THAT the sum of $2,500, which has been provided in the 1977 appropriation "Finance - Grants", be placed in a reserve fund in order to be available in 1978 for this project.

8. That no action be taken on the recommendation of the Grand Theatre Board of Management that the tender for the construction of Phase II of the renovations to the Grant Theatre in the revised amount of $303,300 be accepted, and

That the Grant Theatre Board is requested:

a) to obtain new estimates for the construction of combined Phases II & III to complete the renovations and extensions to the Grant Theatre in order that Council may consider this action at a later date, and

b) to conduct a further fund raising campaign in the interim to raise additional public monies so that there will be sufficient funds, with the Wintario grant, on hand to complete the project.

9. That, as recommended by the Clerk-Comptroller, in view of the fact that it is unlikely Mr. Jackson will be able to commence his duties until the third week of October, Mr. D.L. Hardtman, Q.C., be retained as Acting City Solicitor until the end of October, or longer if necessary, and for the completion of such other legal matters as may be initiated prior to that date (for example, a November 7th O.M.B. Zoning Hearing) on the understanding that the extension of Mr. Hardtman's service as Acting City Solicitor would, in no way, prohibit his representing persons and firms on municipal matters unless there was a direct conflict with the City's interest.

10. That the purchase of the property from Ilona Szekeres, Trustee, (1137 King Street West) being all of Lot 1, Registered Plan 199 (Auld Sub-division), for the sum of $6,000, is hereby authorized.

- and -

That the following budget appropriation amendment be authorized in order to provide the necessary funds to purchase 1137 King Street West.

FINANCE	Increase	Decrease
GENERAL ADMINISTRATION		
- Contributions from Revenue Fund:		
capital expenditures (Purchase 1137 King Street W.)	$6,000	-
OTHER		
- Contingencies	-	$6,000

11. WHEREAS the Solicitor for Beaufort Realties (1964) Incorporated has notified the Company will convey to the City the 31.2 acres of their land lying north of 300 feet north of the Bath Road and requesting conditions concerning entrances, interest on the purchase price and taxes:

THAT the Finance and Accounts Committee be and are hereby delegated the powers of Council to negotiate with Beaufort Realties (1964) Inc. terms of the acquisition of their land concerning entrances, interest payable on the purchase price and adjustment of realty taxes, on the understanding that the Committee will report to Council their action for confirmation.

(Note: The Finance Committee plans to hold a meeting on Wednesday, September 28, 1977, at 7:30 p.m. to consider this item. ALL MEMBERS OF COUNCIL ARE INVITED TO ATTEND THE MEETING.)

12. That:

WHEREAS Samuel Springer & Sons Properties Limited are entitled to receive the rent for the apartments and stores at 220-222 Princess Street until December 12, 1977; and

WHEREAS the City cannot obtain possession of the property until December 12, 1977 without the owner's consent; and

WHEREAS the owner has consented to grant possession to the City if the City accepts assignment of the leases for the said property, receives the rents and pays the monthly amount to the owner as noted herewith; and

WHEREAS it is an advantage to the City in relocating the two tenants who operate businesses at 220 and 222 Princess Street, and it is also an advantage to the City to have possession of the building so that the City Architect will have access:

12. (cont'd)

THEREFORE, the Mayor and Clerk-Comptroller be authorized to enter into an agreement with Samuel Springer & Sons Properties Limited, in a form satisfactory to the Acting City Solicitor, to accept an assignment of the leases, it being noted that the leases are as follows:

220 Princess Street, ground floor - Sentinel Cleaners	$ 666.50 per month
222 Princess Street - Glidden Paints	975.00 per month
Apartment #1 - second floor	200.00 per month
Apartment #1 - second floor	215.00 per month
Apartment #3 - third floor	292.00 per month
TOTAL:	$2,348.50 per month

Respectfully Submitted,

Chairman

The Finance and Accounts Committee may present the following Clause 13.

13. That Clause 12, Report No. 90, 1977, be amended in sub-clause (B) to delete the words:

"at the General Rate"

and to substitute therefore the words:

"under the provisions of section 7 of
The Local Improvement Act (Petition)"

- and -

That the necessary amendment is hereby made to By-Law No. 9091 (Construction of Pavement, etc., in the Parkway) to make it a Local Improvement By-Law, it being understood that no change in the owner's or City's share is involved.

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 6 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 and 6 their third reading.

(C) That By-Laws 5 to 16 be given their third reading.

(D) That on third reading By-Law No. 9067, "A By-Law to authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston in the Amount of $250,000.00" be amended to reduce the amount to $132,740.00 since, the installation of a watermain in Albert Street has been deleted with concurrence of the P.U.C.;

- and -

That By-Law No. 9067, as amended, and Being By-Law 17 of this Agenda, be given its third reading.

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses, 4, 9 and 13, Report No. 92).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9094)
Clauses 4, 9, and 13, Report No. 92, 1977

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 13, Report No. 92).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9095)
Clause 13, Report No. 92, 1977

(3) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks on Portions of Princess Street and the Construction of an Asphalt Pavement with Curb, Gutter and Boulevard on Fairview Road from Portsmouth Avenue to Hillendale Avenue Under the Provisions of Section 7 of *The Local Improvement Act*. (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9096)
Clause 3, Report No. 94, 1977

BY-LAWS (cont'd)

(4) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the South Side of Princess Street from 21.8 feet West of King Street Westerly 44.9 feet under the provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9097)
Clause 4, Report No. 94, 1977.

(5) A By-Law to Authorize the Execution of an Agreement with Chrysler Canada Limited (Committee of Adjustment - Variance. 1429 Princess Street)

(THREE READINGS) (PROPOSED NO. 9098)
Committee of Adjustment

(Note: Agreement permits 4½' high chain link fence, instead of masonry wall along east boundary of 1429 Princess Street on condition, if required in the future by the City, that a planting strip of evergreen trees would be installed.)

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 26, 1977.

(THREE READINGS) (PROPOSED NO. 9099)
City Council Meeting No. 25

(7) A By-Law to Authorize the Sale of the Title of the North End Trunk Sewer Easement Crossing the Clyde Farm to Mrs. Annie Clyde.

(THIRD READING) (PROPOSED NO.8487)
Clause 2, Report No. 77, 1975

(Note: To correct an error in expropriating the fee instead of only an easement.)

(8) A By-Law to Authorize the Construction of an Asphalt Pavement on Lane Running from Raglan Road to John Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9053)
Clause 1, Report No. 76, 1977

(9) A By-Law to Authorize the Construction of an Asphalt Pavement, with Road Widening, Curb, Gutter and Boulevard on the South Side, on Old Quarry Road from Indian Road Easterly 155 feet to Existing Pavement, Under the Provisions of Section 7 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9055)
Clause 9, Report No. 77, 1977

BY-LAWS (cont'd.)

(10) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and To Provide for The Installation, Regulations, Supervision and Control of Such Parking Meters" (Increase Fine for Overtime Parking From $1.00 to $2.00).

(THIRD READING) (PROPOSED NO. 9082)
Clause 1, Report No. 86, 1977

(11) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise, and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Increase Fine for Overtime Parking at Meters from $1.00 to $2.00).

(THIRD READING) (PROPOSED NO. 9083)
Clause 1, Report No. 86, 1977

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 3, 8 and 9, Report No. 86)

(THIRD READING) (PROPOSED NO. 9084)
Clause 3, 8, and 9, Report No. 86, 1977

(13) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 4, Report No. 86)

(THIRD READING) (PROPOSED NO. 9085)
Clause 4, Report No. 86, 1977

(14) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 5.7 Acre Parcel of Land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (One and Two Family) and A6 Residential (Mobile Home)).

(THIRD READING) (PROPOSED NO. 9086)
Clause 1, Report No. 89, 1977

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.07 Acre Parcel of Land Located on the south side of Princess Street West of Montreal Street from C Commercial to C.137 Commercial).

(THIRD READING) (PROPOSED NO. 9088)
Clause 8, Report No. 89, 1977

BY-LAWS (cont'd)

(16) A By-Law to Dedicate Certain Land as the "Parkway"

(THIRD READING) (PROPOSED NO. 9090)
Clause 12, Report No. 90, 1977

(17) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston in the Amount of $132,740.00.

(THIRD READING) (PROPOSED NO. 9067)
Clause 9 (B), Report No. 83, 1977
and
Motion, City Council Meeting No. 25

MOTIONS

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the appreciation of Council be extended to The Corporation of the Township of Kingston for their grant of $5,000 to the Grand Theatre Renovation Fund.

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the appreciation of Council be extended to the Township of Pittsburgh for their grant of $2,000 to the Grand Theatre Renovation Fund.

Local Govt.

CITY COUNCIL MEETING NO. 25

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, September 26, 1977 at 8:01 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 8:12 p.m.), Ald. Timmins, Ald. Webb (arrived at 8:08 p.m.) (14).

MINUTES

Moved by Ald. Timmins,
Seconded by Ald. Allmark,

That the Minutes of City Council Meeting No. 24, held on September 12, 1977 be amended on page 472, Communication No. 497, by deleting the incorrectly shown total of $1,440,413. and substituting therefore the correct total of $1,140,413. and as amended the Minutes be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 533 to 541.

Filed

(516) From the United Way of Kingston and District, a Bulletin, setting out how money is allocated during the year and asking that the contents of the Bulletin be considered when requests are made this year for contributions.

(517) From Flora MacDonald, M.P. Kingston and the Islands, acknowledging receipt of a copy of the City Council's endorsement respecting the Automotive Parts Manufacturer's Association of Canada's brief proposing an amendment to the 1965 Automotive Trade Agreement.

(518) From the Ministry of Treasury Economics and Intergovernmental Affairs, *BACKGROUND Nos. 77/35 and 77/36.*

(Copies have been distributed to all members of Council.)

(519) A copy of the City of Kingston's submission to the Sports Federation of Canada for a bid for the City of Kingston to host the 1981 Canada Summer Games.

(Copies have been distributed to all members of Council.)

(520) From Queen's University News Department, copies of the 1977-78 List of Queen's Speakers who are available, without fee, to speak to organizations, associations and institutions.

COMMUNICATIONS (cont'd)

Which had been Referred to the City of Kingston Planning Board and the Transportation Committee

(521) Copy of *"Kingston Neighbourhood Improvement Program Traffic Study"* by De Leuw Cather, Consulting Engineers and Planners.

(Copies have previously been distributed to members of Council.)

Referred to the City of Kingston Planning Board

(522) From the Corporation of the City of Cambridge, requesting endorsation of their following resolution:

"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since 1974, and

WHEREAS we are aware of the benefits of this program to property owners and our municipality, and

WHEREAS the municipalities require a longer term commitment to this program by the Province,

WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:

(a) The Ontario Home Renewal Program be continued for a period of not less than three years.

(b) The funding be increased.

(c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law."

Referred to the Transportation Committee

(523) From the Ministry of Transportation and Communications submitting information with respect to Metric Conversion of Weight Limit Control Signs and to Speedometer Metric Conversion Kits.

Referred to the City of Kingston Police Department (Youth Bureau) and The Safety Council.

(524) From D. Sinclair, Deputy Provincial Secretary for Justice, Queen's Park, enclosing copies of the second and third booklets published by the Secretariat for Justice of Ontario entitled *"Exhibitionism"* and *"Impaired Driving"*.

Referred to the City of Kingston Planning Board and the Finance Committee

(525) From Ron F. Morrison, President, Allimor Corporation Ltd. requesting that the City extend the Development Control Application of March, 1977, for an additional term ending October 20, 1977.

Referred to the Community Services Committee

(526) From the Ministry of Community and Social Services, their newsletter *"Children's Services"*, dated August, 1977.

(527) From Mel Swart, M.P.P. Welland-Thorold, enclosing a press release outlining the New Democratic Party position on the Government's proposed change in the timing of municipal elections.

COMMUNICATIONS (cont'd)

Which Had been Referred to the Public Works Committee and The Parks and Recreation Committee

(528) From the Association of Women Electors of Kingston Area, requesting consideration be given to making plantings of trees along sidewalks a matter of City policy, and noting that several downtown streets are scheduled for sidewalk reconstruction this year.

To be Referred to the City of Kingston Planning Board

(529) From the City of Peterborough, a programme for the Fall Forum in Peterborough to be held October 16 to 18, 1977.

(Copies have been distributed to all members of Council, Planning Board and Department Heads.)

Referred to the Finance and Accounts Committee and the Police Commission

(530) From The Corporation of the City of Windsor requesting that the City of Kingston endorse their resolution to amend the Municipal Act to increase the fine payable on conviction of leaving the keys in a motor vehicle from not less than $1.00 and not more than $10.00 to a minimum of $25.00 and not more than $100.00.

Filed

(531) From the City of London notifying that their Council filed the resolution of the City of Kingston requesting the Provincial Government to amend the Dog Licensing and Live Stock and Poultry Protection Act because:

a) they believe the increased purebred kennel fee from $25. to $50. was a matter of policy rather than a legal matter; and

b) they have no problem with dogs running at large because they are not under control "by means of a leash" since the City of London has a Private Act requiring owners to "restrain their animals upon leash when it is not confined to the dwelling or property of the owner".

Referred to the Finance and Accounts Committee

(532) From Lily Inglis & Wilfréd Sorensen, Associated Architects for the Kingston Public LIbrary, submitting, as approved by the Kingston Public Library Board, contemplated change Order No. 20 for the following items for the construction of the new public library in the net amount of $6,188.34. to be charged to the Contract Contingency Fund in the Contract with M. Sullivan & Son Limited:

		ADD	DEDUCT
(1)	Additional electrical work to Elevator Service Disconnect as requested by the Department of Labour.	200.55	-

COMMUNICATIONS (cont'd)

Referred to the Finance and Accounts Committee (cont'd)

(532) (cont'd)

(2)	Glass and wind screen to close off opening on 3rd floor, between Technical Services and Bishop's House, as per drawing No. W17.2. (oak to match other similar screens in building for natural finish).	2,830.69	-
(3)	Base to large Meeting room to be painted epoxy on the brick walls and wood or plastered walls instead of carpetting.	363.46	-
(4)	Interior treatment of Bagot St. Door Bishop's House including seat as per drawing No. WB2.5R.	1,377.81	-
(5)	Delete two soap dispensers	-	75.00
(6)	Various small items of additional electrical work. (Some work as required by Ont. Hydro or Ministry of Labour and some work to provide more convenient location of fixture or greater accessibility of fixture.)	533.40	-
(7)	City crest over main doorway	949.15	
(8)	Saving for manual hardware to entrance doors 2,5 & 6 390.00 + Add for transformer to automatic hardware 79.00 - Add for extra over allowance for Bish.Hse. Chandeliers 78.83 + Saving		232.17
(9)	Supply and install exhaust fan elevator Machine Room. (Mechanical work.)	240.45	
		$6,495.51	$307.17
	NET ADDED TOTAL	$6,188.34	

Filed

(533) Copy of *"Report of Operations 1976"* of Royal Insurance Canada.

Referred to the City of Kingston Planning Board and to the Mayor's Waterfront Committee

(534) From the Hon. Frank S. Miller, Minister of Natural Resources, submitting copy of *"A Discussion Paper on Flood Plain Management Alternatives in Ontario"* together with *"Flood Plain Criteria and Management Evaluation Study"* and requesting the comments of Council.

COMMUNICATIONS (cont'd)

Referred to the Community Services Committee

(535) From the City of Barrie enclosing summary of replies to their questionnaire concerning the provision of access to Public Buildings for the physically disabled.

(536) From the Office of Women's Programs, Ministry of Transportation and Communications, enclosing copies of letters from 2 ladies complaining that only pay toilets are provided in the women's washroom in the Bus Terminal on Division Street and that non-locked facilities are provided in the men's washroom.

Referred to the Community Services Committee and to the Public Works Committee

(537) From the City of Stratford requesting the endorsation of their resolution requesting that the Province of Ontario provide enabling legislation permitting individual Municipalities to pass By-laws prohibiting the sale of non-returnable soft drink containers.

Referred to the Finance and Accounts Committee

(538) From the Township of McNab requesting the endorsation of their resolution requesting the Ontario Ministry of Revenue to direct to their Assessment Division that any new housing built in any one year but unoccupied be assessed at one third value of completion in that year and two thirds value in the second year and full value in the third year. In this way the municipality would recover some of the costs of providing service to said properties.

(539) From the Township of Kingston notifying, in response to letters from Mayor Keyes requesting the Township to participate in the 1982 Summer Games, that the Township wishes to be represented on this Committee and that details concerning participation by the Township could be worked out when the particular needs of the Summer Games are known.

Referred to the City of Kingston Planning Board

(540) From Mr. Vincent A. Martin, Hardtman and Martin, Barristers and Solicitors, notifying that he has been retained by a neighbouring property owner to object to the City proceeding with the proposed development at the south east corner of Division Street and Benson Street under the Development Control Section of the Planning Act rather than the Sub-Division Control Section.

Filed

(541) From Mr. D.L. Hardtman, Q.C., notifying that he would act as City Solicitor, as per Clause 9, Report No. 96, until the end of October, 1977, or longer if necessary, with one exception:

> *"When it was expected that my successor would take up his appointment on September 15, 1977 I agreed to act for Mr. J.B. Sampson at the forthcoming O.M.B. Hearing on November 7, 1977 and I feel that I must honour that retainer."*

PETITIONS

REPORTS

Ald. Mackenzie presented Report No. 91 of the City of Kingston Planning Board as follows:
Council consented to the addition of Clauses 5 and 6, for presentation to Council.

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 91 of the City of Kingston Planning Board be Received and Adopted clause by clause.

REPORT NO. 91

September 13, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by 350549 Ontario Limited, for the construction of a five-storey office building at Clarence and Brock Streets:

Site Plan - Plan #1 - September 6, 1977
North & West Elevations - Plan #4 - Sept. 6, 1977
South & East Elevations - Plan #5 - Sept. 6, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) the development shall be in accordance with the above listed plans;

b) internal facilities for garbage storage shall be submitted to the satisfaction of the City;

c) the small open area at the west end of the site shall be provided with facilities such as shrubs, potted plants, planters and benches, with such facilities to be integrated with the existing fountain on adjacent City property;

d) The alcoves on the north and south entrances shall be supplied with planters, potted plants or benches;

e) roof structure shall be screened in a manner which is suitable to the City;

f) all plans shall bear the required architectural or engineering certificates before the agreement is finalized.

CARRIED

REPORTS (cont'd)

Report No. 91 - Planning Board (Cont'd)

2. That the following plans, submitted by Inducon Consultants, on behalf of Benson Centre Limited, for a shopping plaza at the south-east corner of Division Street at Benson Street:

Site Plan - Drawing 5149.A1 - August, 1977

A & P Elevations - Drawing 5149.A3 - August, 1977

Elevations - Drawing 5149.A10 - August, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *development shall be in accordance with the above listed plans;*

b) *elevations, plot plans, and access routes for the proposed fast food outlet shall be the subject of a separate development control application;*

c) *detail design of vehicular entrances and exits shall be submitted for City approval;*

d) *the proposed facilities for disposal of garbage shall be reconsidered by the applicant, with a view to improved screening or location in a less conspicuous position along with consideration of internal storage facilities, with revised plans to be approved by the City;*

e) *plans of lighting, landscaping and free standing site identification plans to be completed to the satisfaction of the City;*

f) *facilities for easy access of wheelchairs shall be provided;*

g) *sidewalks shall be provided on the portions of Division Street and Benson Street which abut the site;*

h) *curb and gutter on the south side of Benson Street shall be completed;*

i) *on site fire hydrants and water connection charges will apply.*

CARRIED 11:3

Ald. French, Ald. Timmins, Ald. Webb Opposed (see following motion which was lost)

Moved by Ald. Webb,
Seconded by Ald. French,

That Clause 2, Report No. 91, be referred back to the Planning Board and Transportation Committee.

LOST 4:10

REPORTS (cont'd)

Report No. 91 - Planning Board (cont'd)

3. That the following plans, submitted by Bob Martin Construction Limited, for two 35 unit apartment buildings at the corner of Briceland Street and Montreal Street,

Isometric Site Plan - Drawing No. 1 - August, 1977
Elevations & Section - Drawing A3.6 - September, 1976
Storage Building - Drawing L.S.2 - April, 1977
Landscaping & Site Plan - Drawing L.S.1 - June, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) development shall be in accordance with the above listed plans;

b) that the access to the parking area be designed with a turning radius to allow access by fire emergency vehicles;

c) that the pedestrian access from Montreal Street be designed to allow access for emergency vehicles;

d) that the applicant assume the outstanding balance of the City's share of the cost of construction of Briceland Street along the length of the property;

e) that the applicant agree to a sewer connection charge against the Montreal Street frontage at the present rate of $14.00 per foot;

f) that the applicant agree not to object to future local improvements on Montreal and Briceland Streets;

g) that the applicant be responsible for construction of access to Briceland Street, including culverts;

h) that the owner contribute to the original cost of the 12" watermain on Briceland Street to an amount of $14.645 per foot of the Briceland Street length of the property;

i) that the landscaping plan be approved by the City and implemented within one year, such plan to include the 20 foot strip of City-owned land on the north side of Briceland Street;

j) that all parking and vehicular access areas be paved.

k) that at the time of application for a building permit, the sewer capacity levy of $125.00 per dwelling unit will be paid by the applicant.

CARRIED

4. WHEREAS application has been made to the Cataraqui Region Conservation Authority by Homestead Land Holdings Limited, to fill land forming part of Lot 16, Concession II, City of Kingston (Parkway Apartment); and

WHEREAS it is not felt appropriate that cutting should take place in this area;

BE IT RESOLVED that the Cataraqui Region Conservation Authority be informed that Council does not object to a fill permit being granted to Homestead Land Holdings Limited to fill land forming part of Lot 16, Concession II, City of Kingston, on the following conditions:

REPORTS (cont'd)

Report No. 91 - Planning Board (cont'd)

4. (cont'd)

a) that there be no compensatory cutting permitted on the land in the area known as the Pine Woods, which is being purchased by the City; and

b) that the parking lot be drained away from the flood plain area.

c) that the edge of fill area be landscaped.

CARRIED AS AMENDED

(see following motion of amendment)

Moved by Ald. Mackenzie,
Seconded by Ald. Gerretsen,

That clause 4, Report No. 91, be amended by adding the following thereto as subsection c:

"c) That the edge of fill area be landscaped."

CARRIED

September 22, 1977

5. That the following plans, submitted by Hiram L. Piper Company Limited, for a one storey, 15,000 square feet factory building, located on the north side of Don Street and abutting the southern boundary of Highway 401 :

Perspective - Drawing No. 506 - N.T.S. - Aug. 24, 1977
Site Development Plan - Drawing No. 506.0 - Aug. 4, 1977
Elevations - Drawing No. 506.4 - June 13, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

CARRIED

6. That the following plans, submitted by Kingston Lath and Plaster (Designer: Smith Building Systems and Supply Ltd.) for a 70' x 100' one-storey addition to the rear of the existing construction company warehouse, at 37 Rigney Street:

Elevations - Drawing No. 510 - August 11, 1977
Site Plan - Drawing No. 510-1 - August 23, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) that development shall be in accordance with the above listed plans;

b) that location of the building within 5 feet of the north side lot line be subject to approval of the Committee of Adjustment through a minor variance application.

CARRIED

REPORTS (cont'd)

Report No. 91 - Planning Board (cont'd)

Respectfully submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
John Clements
Grant Timmins

* * *

Ald. Gerretsen presented Report No. 92 of the Transportation Committee as follows:

Council consented to the withdrawal of Clause 13 sub-paragraphs a) to e), and to the addition of Clause 15 for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 92 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 92

September 14, 1977

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That the present lease agreement with Corporate Air Services be amended to include an area 150 ft. x 278 ft. westerly of Pad No. 1, for the purpose of erecting a "T" hangar 40 ft. x 278 ft. at a new lease rate of $2,900.00 per annum, with the addition of the following clauses:
   - i) that Corporate Air Services relocate the existing tile bed a minimum of 50 ft. from the hangar;
   - ii) that the additional parking area is to be used only for Company aircraft and vehicles.

CARRIED

2. That the action taken by the Commissioner of Industries in filing a formal objection to the proposed Township of Kingston By-Law 77-34 and requesting that the City of Kingston be notified of the date set by the Ontario Municipal Board for hearing of said by-law be ratified and confirmed.

CARRIED

3. That, as requested by the Downtown Business Association, the following items be permitted on Thursday night, all day Friday and and all day Saturday of October 20, 21 and 22, 1977 in conjunction with a major Downtown Promotion:
   - a) The closing of Wellington Street between Brock & Princess St.
   - b) The closing of Bagot Street between Queen & Princess St.
   - c) No parking on Princess Street from Montreal to Ontario St.

CARRIED

REPORTS (cont'd)

Report No. 92 - Transportation Committee (cont'd)

4. That:
   a) six metered parking spaces be installed on the west side of Regent Street from 160 ft. south of Princess Street southerly 130 ft.

   Delete from Section 30

   Regent St. West Side from Princess St. 200 ft. southerly

   Add to Section 30

   Regent St. West Side from Princess St. 160 ft. southerly

   b) six metered parking spaces be added to the existing metered area north of Princess Street on the west side of Drayton Street. Metered area will be from Princess Street northerly 340 feet.

CARRIED

(see By-Laws 1 and 2: No. 9094 & No. 9095)

5. That the congregation of Bethel Church, 314 Johnson Street be permitted to pave the existing gravelled parking lot which extends to the sidewalk, including a portion of City boulevard on the condition that parking will not be permitted on this paved boulevard.

CARRIED 12:2

Ald. Mackenzie, Ald. Webb Opposed

6. That Mrs. Eleanor Grennel, 303 Avenue Road be given permission for the contractor to cross the median on the west side of Sir John A. MacDonald Blvd. in order to gain access to her backyard to construct a swimming pool, it being noted that under By-Law #8819, a deposit of $100 will cover possible damage to City boulevard and street.

CARRIED

7. That the following street lighting improvements be approved:

	LOCATION	ESTIMATED COST
1.	Montreal Street at location of former subway. Install two poles with luminaires and replace one existing luminaire.	$1,800.00
2.	Montreal Street from Briceland to Drennan St. Replace existing with 2-400 watt mercury vapour luminaires.	400.00
3.	Montreal Street from Railway Street to former subway. Replace existing with 12-400 watt mercury vapour luminaires.	2,640.00
4.	King Street West, from Mowat Ave. to Portsmouth Avenue. Replace existing with 8-400 watt mercury vapour luminaires.	1,750.00
5.	Johnson Street from Victoria Street to Palace Road. Replace existing with 16-400 watt mercury luminaires.	3,500.00
6.	Brock Street from Victoria Street to Palace Road. Replace existing with 13-400 watt mercury vapour luminaires.	2,900.00
	TOTAL	$13,030.00

CARRIED

REPORTS (cont'd)

Report No. 92 - Transportation Committee (cont'd)

8. That the Downtown Business Association be permitted to install bicycle racks for downtown shoppers in front of Marc Raymond Optical on King Street, the Canadian Shop and Alford's Ltd. on Princess Street.

CARRIED

9. That the parking meters on the north side of Johnson Street between Bagot and King Streets be shifted to the south side so that moving traffic will be 10 ft. further from the Library for safety and noise benefits.

(see By-Law 1 : No. 9094)

LOST 5:9
(see Recorded Vote)

Ald. French requested a recorded vote on Clause 9, which was as follows:

YEAS: Ald. Allmark, Ald. Clements, Ald. Gerretsen, Ald. Tarnowecky, Ald. Webb. (5)

NAYS: Mayor Keyes, Ald. Breen, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. McArthur, Ald. Miller, Ald. Timmins. (9)

10. That the Ability Centre - Kingston be permitted to hold sidewalk sales from the two stores 428A Barrie Street and 664 Princess Street from 9:00 a.m. - 5:30 p.m. September 26th to October 1st, 1977 inclusive.

CARRIED

11. That 12.5% of the 15% holdback be released to O.J. Gaffney Construction Limited in the amount of $85,162.95 for the completion of contract #75-6W, Bath Road Bridge project.

CARRIED

September 22, 1977

12. That the tender received from Harold's Demolition for Contract 77-1P (Demolition of S.N. Kingston Property) in the amount of $16,000 be accepted on the condition that the liquidated damages be increased by $50 to $100 per day. This is the lowest tender received.

CARRIED

13. That:

a) George Street be changed to a one way street northbound from King Street to Okill Street.

b) Okill Street be a one way street eastbound from George Street to Barrie Street

c) That parallel parking meters be installed on the south side of Okill Street from George Street to Barrie Street.

d) That angle parking meters be installed on the west side of George Street from King Street to Okill Street.

e) That parallel parking meters on the east side of George Street from Okill Street to Stuart Street be reinstalled.

WITHDRAWN

REPORTS (cont'd)

Report No. 92 - Transportation Committee (cont'd)

Ald. Clements withdrew from the meeting at 9:13 p.m.

13. (cont'd)

f) That the sidewalk on the west side of George Street from King Street to Okill Street not be reconstructed but be replaced by the widening of the pavement.

CARRIED

14. That, as requested by the Downtown Business Association, a temporary bus stop be installed on the east side of Bagot Street near the front entrance of the LaSalle Mews from September 27th to October 1st, 1977 inclusive.

NOTE: The Downtown Business Association will be renting a bus to transport spectators free of charge from the International Plowing Match to downtown Kingston.

CARRIED

15. That the United Way of Kingston and District be permitted to erect a banner across Princess Street at Bagot Street advertising the United Way campaign which will be held during the month of October.

CARRIED

Respectfully submitted,

(signed) J.P. Gerretsen (Chairman)
John Clements
T.D. French
Y. Tarnowecky
G. Webb

* * *

Ald. Gorham presented Report No. 93 of the Parks and Recreation Committee as follows:

Moved by Ald. Gorham,
Seconded by Ald. Allmark,

That Report No. 93 of the Parks & Recreation Committee be received and adopted clause by clause.

Parks and Recreation Report No.93

September 15, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the following accounts be paid -

Smith, Mill and Ross, Architects - $8503.63 - progress payment on contract for preparation of NIP development plans for Friendship Park, Riverview Park and Artillery Park pool enclosure

Marathon Realty Ltd - $1800.00 - 1977 charge for lease of land used for Rideau St Park

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REPORTS (cont'd)

Report No. 93 - Parks & Recreation (cont'd)

1. (cont'd)

J.D.Lee Engineering Ltd - $1245.03 - professional services rendered during August 1977 in connection with development of Cataraqui Park tennis courts

CARRIED

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chambers and Committee Rooms - the Heritage Day Festival Committee be permitted to use Memorial Hall at no charge during period February 18 to 25, 1978, inclusive, for purpose of holding a heritage exhibition of crafts.

CARRIED

3. That the following action of the Parks and Recreation Committee taken under delegated powers of City Council, be ratified and confirmed -

That the quotation of Hillcrest Construction Ltd., in the amount of $11,653.00, to construct an underground irrigation-sprinkler system for the Cataraqui Park tennis courts, be accepted and that the work be carried out as an extra to their contract for the construction of the tennis courts.

Note - Adequate funds are available for this extra work.There will be an unexpended sum of $55,000. which is more than adequate for construction of addition to Club House.

CARRIED

Respectfully submitted,

(signed) *M.B. Gorham* (Vice-Chairman)
G. Allmark
T.D. French
Grant Timmins

* * *

Ald. Tarnowecky withdrew from the meeting.

Ald. Hawkins presented Report No. 94 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 94 of the Public Works Committee be received and adopted clause by clause.

Public Works Report No.94

September 19, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That, subject to the concurrence of the Ministry of Transportation and Communications. the tender of Donald A.Foley Ltd., in the amount of $89,310.25, for reconstruction of pavements on Princess St from King to Ontario St., King St from Princess to Queen St., and widening of the Division/Counter St intersection, be accepted being the lowest tender received.

CARRIED

REPORTS (cont'd)

Report No. 94 - Public Works (cont'd)

2. That the resolution of the City of London attached as Schedule "A", be endorsed.

CARRIED

3. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

(a) Reconstruction of concrete sidewalk on the south side of Princess St from 133.7' west of King St westerly 125.5'

Total estimated cost	$4950.00
Owners' share	2475.00
Corporation's share	1930.12
Anticipated MTC subsidy	544.88
Debenture amount	4405.12

Note This section includes a tree as sidewalk is wide.

(b) Reconstruction of concrete sidewalk on the south side of Princess St from 66.7' west of King St westerly 67

Total estimated cost	$1880.00
Owners' share	858.55
Corporation's share	751.66
Anticipated MTC subsidy	269.79
Debenture amount	1610.21

(c) Asphalt pavement with curb, gutter and boulevard on Fairview Rd from Portsmouth Ave to Hillendale Ave

Total estimated cost	$28,500.00
Owners' share	4,433.31
Corporation's share	12,033.35
Anticipated MTC subsidy	12,033.34
Debenture amount	16,466.66

(see By-Law 3 : No. 9096)

CARRIED

4. That it is declared desirable that the reconstruction of the sidewalk on the south side of Princess St from 21.8' west of King St westerly 44.9' should be undertaken as a local improvement and that a by-law be passed to authorize the work to be carried out under the provisions of Section 8 of The Local Improvement Act -

Total estimated cost	$2010.00
Owners' share	824.14
Corporation's share	969.28
Anticipated MTC subsidy	216.58
Debenture amount	1793.42

Note - This section includes a tree as sidewalk is wide.

(see By-Law 4 : No. 9097)

CARRIED

5. That the tender of Joyceville Sand and Gravel for supplying 5000 c.y., more or less, of winter control sand at a price of $3.30 per c.y., mixed, be accepted, subject to satisfactory gradation testing at the time of delivery in accordance with established methods.

REPORTS (cont'd)

Report No. 94 - Public Works (cont'd)

5. (cont'd)

Note Griffin Bros and Joyceville Sand and Gravel are the lowest bids received and are equal. Testing samples were obtained from the pits of both bidders and gradation testing indicates that the material from Joyceville Sand and Gravel is of a higher quality.

CARRIED

Respectfully submitted,

Chairman

(Signed) *J. Hawkins* (Chairman)
Neil McArthur
G. Allmark
B.E. Breen
M.B. Gorham

SCHEDULE "A"

"WHEREAS Section 63 of The Public Transportation and Highway Improvement Act sets forth the manner in which appointments are made to Suburban Road Commissions;

AND WHEREAS Subsection 12 of the said Section precludes members of a Municipal Council from appointment thereto;

AND WHEREAS it is deemed desirable, for the purpose of improved liaison, that Municipal Councils, and in particular Councils of Cities and Separated Towns, should be able to appoint their own members to sit on such Commissions:

THEREFORE BE IT RESOLVED that the Minister of Transportation and Communications be requested to amend Subsection 12 of Section 63 of the said Act by deleting therefrom the words 'or of a Municipal Council' and subsection 6 to reduce the term of Commission Members to two years, so that the said Subsections would then read as follows:

> *'(6) The members of Suburban Roads Commissions shall hold office for a term of two years from the date of the Order-in-Council directing the Commission to be appointed and no longer, and that at the expiration of the period, and thereafter at the expiration of every period of two years, the members of a Commission shall be appointed as provided in this Section, and any member of a Commission is eligible for reappointment;'*
>
> *'(12) Notwithstanding any general or special Act, no person who is a member of the Assembly or who is an employee of a municipality, is eligible to be a member of a Suburban Roads Commission;'."*

REPORTS (cont'd)

Ald. Tarnowecky and Ald. Clements returned at 9:20 p.m.
Ald. Timmins withdrew from the meeting at 9:25 p.m.

Ald. Miller presented Report No. 95 of the Community Services Committee as follows:

Council consented to the presentation of Clause 5 in revised form.

Council, by a vote of 0:13, did NOT approve of the withdrawal of Clause 6 from presentation to Council.

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 95 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 95

September 22, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

Ald. Timmins returned to the meeting.

1. That, as recommended by the Director of Purchasing tenders be accepted in part for those items respectively indicated in the summary of tender No. 77-33 for the provision of food supplies at the Rideaucrest Home, being the lowest or one of the lowest tenders received consistent with product quality with the following modification:

   a) The tender of Wilmots Dairy for "Creamers" be accepted.

   (NOTE: Wilmots Dairy submitted the low bid for the supply of milk and in order to facilitate daily delivery it was necessary to order dairy supplies from one supplier.)

CARRIED

2. That the following resolution be approved:

   "WHEREAS the cost of necessary orthodontic services for persons who have undergone surgery for cleft lips and cleft palates is not covered by the Ontario Hospital Insurance Plan and the costs of this work are extremely high;

   AND WHEREAS it is believed that municipalities should not be expected to share the costs of this kind of treatment;

   NOW THEREFORE BE IT RESOLVED that the Provincial Government be requested to provide funding through O.H.I.P. for orthodontic work resulting from congenital abnormalities;

   AND FURTHER that a copy of this resolution be forwarded to the Ministry of Health, Ministry of Community and Social Services & the Association of Municipalities of Ontario for endorsation.".

CARRIED

3. That, as recommended by Mr. Harry P. Smith, Smith, Mill & Ross, Architects, and concurred in by the Administrator of Rideaucrest Home, the tender of Kehoe Construction Limited, in the amount of $40,833, being the lowest tender received be accepted.

   (NOTE: See Clause 3, Report No.96 re budget transfer of $6,000 which along with monies provided in the 1977 Budget will cover this expenditure.)

CARRIED

REPORTS (cont'd)

Report No. 95 - Community Services (Cont'd)

4. That the following resolution of the City of Cambridge BE NOT endorsed:

"That Council of the City of Cambridge recommends that the Minister of Housing for Ontario execute the necessary agreement with the Federal Government to enable the home owners in Ontario to be eligible for funding of home insulation products through the new Federal Home Insulation Program.".

(NOTE: This resolution was not endorsed as the Province of Ontario is already involved in this program.)

CARRIED

5. That as recommended by the Clerk-Comptroller in order for Bob Martin Construction Limited to carry out his agreement with Central Mortgage and Housing Corporation under the Assisted Rental Program which establishes rental rates for the two bedroom dwelling units in the 70 Bedroom apartment building of $210.00 monthly although the economic rental rate is $285.00 per two bedroom dwelling unit, the Building Inspector be authorized to issue a building permit for the construction of two, 35 unit, 2½ storey, apartment buildings at the northwest corner of Montreal and Briceland Streets on the understanding that the owner will save the City harmless from any claims.

(NOTE: There have been no objections to By-Law No. 9052 which authorized the zone change from one and two family residential to Bl.134 (Multiple Family Residential) and the by-law will not receive O.M.B.approval for several months.

Subsequent to the meeting, it was learned that the $1,000 per dwelling unit housing subsidy has been extended until 1978. However, the Company must get footings in before the end of this year to comply with the terms of the Assisted Rental Program.)

CARRIED

6. WHEREAS under By-Law No. 8499, "Restricted Area Zoning By-Law for the City of Kingston", the property located at 412 Bagot Street was zoned a non-conforming use in a residential zone;

AND WHEREAS under the Ontario Municipal Board decision of August 8th 1977 with regard to By-Law No. 8499, the zoning of this property was referred back to City Council for reconsideration and it was stated that the evidence submitted was not sufficient to substantiate that this property should be zoned residential and it was further stated that the interests of the community might very well be served by the location of the ambulance service at 412 Bagot Street which could be accomplished by an exemption from the "A" zoning for this use;

AND WHEREAS the owner has been notified that the Ministry of Health must have possession of this building no later than November 1st 1977;

AND WHEREAS it is necessary for the owner to obtain a building permit to renovate the building for this use;

REPORTS (cont'd)

Report No. 95 - Community Services (cont'd)

6. (cont'd)

THEREFORE BE IT RESOLVED that the Chief Building Inspector be authorized to issue a building permit for the renovation of the building at 412 Bagot Street for use as an ambulance service on the understanding that the owner will save the City harmless from any claims.

CARRIED AS AMENDED 13:1
Ald. Hawkins Opposed
See following motion of amendment

Moved by Ald. Breen,
Seconded by Ald. Gorham,

That the words "subject to the concurrence of the Chairman of the Planning Board and the Director of Planning and Urban Renewal" in Clause 6, Report No. 95, be deleted.

CARRIED

7. WHEREAS since 1913 the Ontario Plowmen's Association in co-operation with local Plowmen's Associations has sponsored the International Plowing Match and Farm Machinery Show annually in different regions of Ontario;

AND WHEREAS in 1977 Frontenac County will host the event on the Greenlees Bros. and neighbouring farms located off Highway 15 on the Woodburn Road;

THEREFORE BE IT RESOLVED that the week of September 25th to October 1st 1977 in conjunction with the Frontenac County Council be proclaimed International Plowing Match Week in the County of Frontenac and the City of Kingston and all citizens be invited to attend and participate and observe the many events.

CARRIED

Respectfully submitted,

(Signed) *Lois E. Miller* (Chairman)
Y. Tarnowecky
B.E. Breen
John Clements
Neil McArthur

* * *

Ald. Gerretsen presented Report No. 96 of the Finance and Accounts Committee as follows:

Council consented to the addition to Clause 13 for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Report No. 96 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 96 - Finance and Accounts (cont'd)

REPORT NO. 96

September 21, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as requested by the Public Utilities Commission, since the Commission has postponed the purchase of two additional Dial-a-Bus vehicles, pending a survey of the Dial-a-Bus evening services in the City of Kingston, the sum of $17,724. representing the City's 25% share of funds appropriated in the 1977 Transit Budget for the purchase of two Dial-a-Bus vehicles, be placed in a reserve fund in order that the funds will be available in 1978.

CARRIED

2. WHEREAS Council, by Clause 5 of Report No. 76, 1977, approved of a loan application to C.M.H.C. for the construction of a storm sewer in Old Sir John A. Macdonald Blvd., between Counter Street and Elliot Avenue in the estimated amount of $49,419.93;

AND WHEREAS it has now been determined that a loan of $56,094.94 may, under C.M.H.C. regulations, be applied for instead:

That application to Central Mortgage and Housing Corporation for a loan of $56,094.94 for the construction of a sewer in Old Sir John A. Macdonald Blvd. between Counter Street and Elliot Avenue is hereby authorized and confirmed, on the understanding that the City will execute an agreement with C.M.H.C., "Municipal Infrastructure Project, C.M.H.C. 1754", for the loan amount of 9-5/8% interest rate, the current C.M.H.C. rate, with a 25% forgiveness clause, as has been done for other similar projects.

CARRIED

3. That the following Budget Appropriation amendment be approved in order to provide additional funds for office renovations at Rideaucrest:

	INCREASE	DECREASE
RIDEAUCREST		
BUILDING & PROPERTY - OPERATION & MAINTENANCE		
- Repairs & Mntce, Buildings & Grounds (A/C 9959) (Office Renovations)	$6,000	-
DIETARY SERVICE		
- Raw Food Costs (A/C 9915)	-	$6,000

CARRIED

4. That, as recommended by the City Treasurer, the execution of the following agreements with Central Mortgage and Housing Corporation, "Municipal Infrastructure Projects", approved and constructed previously, be authorized:

REPORTS (cont'd)

Report No. 96 - Finance and Accounts (cont'd)

4. (cont'd)

C.M.H.C. File No.	Project	Interest Rate	Construction By-Law Nos.
08-041-139	North End Pumping Station	10%	8206
08-041-147	Extension to Okill Street Pumping Station	10%	8207
08-030-967	North End Trunk Relief Sewer	10½%	8290

CARRIED

5. That:

(A) The resignation of Mrs. Karen Mason as a member of the Kingston Area Planning Board be accepted with regret and that the appreciation of Council be expressed to Mrs. Mason for her community service; and

(B) Ald. M.B. Gorham be appointed a member of the Kingston Area Planning Board for a term ending January 1, 1978.

CARRIED

6. That, as recommended by the Public Works Committee, the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

Local Improvements	Decrease	Increase
Storm Sewers		
- Palace Road *(Leaving balance of $26,000)*	1,500	-
Paving of Macadam Roads		
- Fairview Road *(Increases Appropriation to $16,500)*	-	1,500

in order to provide additional funds to meet the cost of construction of an asphalt pavement with curb, gutter and boulevard on Fairview Road from Portsmouth Avenue to Hillendale Avenue at a cost of $28,500 for which a sufficiently signed petition has been received.

(Note: See Report No. 94 of the Public Works Committee, Clause 3(c), recommending the construction of this project.)

CARRIED

7. WHEREAS the Sydenham Ward Tenant and Rate Payers Association expect to raise funds during the winter months in order to obtain a Wintario grant for the renovation of the bandstand in Macdonald Park in the Spring of 1978;

THAT the sum of $2,500, which has been provided in the 1977 appropriation "Finance - Grants", be placed in a reserve fund in order to be available in 1978 for this project.

CARRIED 12:2
Ald. Breen, Ald. Webb Opposed

8. That no action be taken on the recommendation of the Grand Theatre Board of Management that the tender for the construction of Phase II of the renovations to the Grant Theatre in the revised amount of $303,300 be accepted, and

REPORTS (cont'd)

Report No. 96 - Finance and Accounts (cont'd)

8. (cont'd)

That the Grand Theatre Board is requested:

a) to obtain new estimates for the construction of combined Phases II and III to complete the renovations and extensions to the Grand Theatre in order that Council may consider this action at a later date, and

b) to conduct a further fund raising campaign in the interim to raise additional public monies so that there will be sufficient funds, with the Wintario grant, on hand to complete the project.

CARRIED

9. That, as recommended by the Clerk-Comptroller, in view of the fact that it is unlikely Mr. Jackson will be able to commence his duties until the third week of October, Mr. D.L. Hardtman, Q.C., be retained as Acting City Solicitor until the end of October, or longer if necessary, and for the completion of such other legal matters as may be initiated prior to that date (for example, a November 7th O.M.B. Zoning Hearing) on the understanding that the extension of Mr. Hardtman's service as Acting City Solicitor would, in no way, prohibit his representing persons and firms on municipal matters unless there was a direct conflict with the City's interest.

CARRIED

10. That the purchase of the property from Ilona Szekeres, Trustee, (1137 King Street West) being all of Lot 1, Registered Plan 199 (Auld Sub-division), for the sum of $6,000, is hereby authorized.

- and -

That the following budget appropriation amendment be authorized in order to provide the necessary funds to purchase 1137 King Street West.

FINANCE	Increase	Decrease
GENERAL ADMINISTRATION		
- Contributions from Revenue Fund: capital expenditures (Purchase 1137 King Street W.)	$6,000	-
OTHER		
- Contingencies	-	$6,000

CARRIED

11. WHEREAS the Solicitor for Beaufort Realties (1964) Incorporated has notified the Company will convey to the City the 31.2 acres of their land lying north of 300 feet north of the Bath Road and requesting conditions concerning entrances, interest on the purchase price and taxes:

THAT the Finance and Accounts Committee be and are hereby delegated the powers of Council to negotiate with Beaufort Realties (1964) Inc. terms of the acquisition of their land concerning entrances, interest payable on the purchase price and adjustment of realty taxes, on the understanding that the Committee will report to Council their action for confirmation.

(Note: The Finance Committee plans to hold a meeting on Wednesday, September 28, 1977, at 7:30 p.m. to consider this item. ALL MEMBERS OF COUNCIL ARE INVITED TO ATTEND THE MEETING.)

CARRIED

REPORTS (cont'd)

Report No. 96 - Finance and Accounts (cont'd)

12. That:

WHEREAS Samuel Springer & Sons Properties Limited are entitled to receive the rent for the apartments and stores at 220-222 Princess Street until December 12, 1977; and

WHEREAS the City cannot obtain possession of the property until December 12, 1977 without the owner's consent; and

WHEREAS the owner has consented to grant possession to the City if the City accepts assignment of the leases for the said property, receives the rents and pays the monthly amount to the owner as noted herewith; and

WHEREAS it is an advantage to the City in relocating the two tenants who operate businesses at 220 and 222 Princess Street, and it is also an advantage to the City to have possession of the building so that the City Architect will have access:

THEREFORE, the Mayor and Clerk-Comptroller be authorized to enter into an agreement with Samuel Springer & Sons Properties Limited, in a form satisfactory to the Acting City Solicitor, to accept an assignment of the leases, it being noted that the leases are as follows:

220 Princess Street, ground floor - Sentinel Cleaners	$ 666.50 per month
222 Princess Street - Glidden Paints	975.00 per month
Apartment #1 - second floor	200.00 per month
Apartment #1 - second floor	215.00 per month
Apartment #3 - third floor	292.00 per month
TOTAL:	$2,348.50 per month

CARRIED 13:1
Ald. Hawkins Opposed

13. That Clause 12, Report No. 90, 1977, be amended in sub-clause (B) to delete the words:

"at the General Rate"

and to substitute therefore the words:

"under the provisions of Section 7 of The Local Improvement Act (Petition)"

- and -

That By-Law No. 9091 (General Rate Construction of Pavement, etc. in Parkway) be not proceeded with, instead, the following By-Laws be authorized for presentation to Council, it being understood that no change in the owner's or the City's share of costs is involved, to authorize the construction of:

a) A 28' asphalt pavement with turning circle, curb, gutter and boulevard, street lights, and a tree belt on the east side from Princess Street southerly 1290'

Total Estimated Cost	$84,400.00
Owner's Share	66,665.62
City's Share	17,734.38

REPORTS (cont'd)

Report No. 96 - Finance and Accounts (cont'd)

13. (cont'd)

b) A 15'' storm sewer on the west side including outlet ditch from 1038' s. of Princess southerly 252'

Total Estimated Cost	$23,000.00
Owner's Share	11,000.00
City's Share	12,000.00

c) A 4.5' concrete sidewalk on the west side, with asphalt connection to school yard, from Princess Street southerly 1290'

	Local Improvement B/Ls	Estimates in R.90 (12) 77
(TOTAL ESTIMATED COSTS:	$122,400.00	$122,400.
OWNER'S	91,699.35	91,700.
CITY'S	30,700.65	30,700.

CARRIED

(Signed) *Ken Keyes* (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
Lois E. Miller

UNFINISHED BUSINESS

Mayor Keyes reminded the members of Council that the Honourable Darcy McKeough, Treasurer of Ontario, would be in Kingston tomorrow to speak to the members of Councils in the Kingston area at 10:00 a.m. at McArthur College. Mayor Keyes said that Mr. McKeough would be commenting on Provincial grants to municipalities. He also said that all members of Council were invited to attend.

Ald. Webb said that during the Spring clean-up the metal had been collected separately from other substances. He asked how much revenue had been received from the sale of this material; to whom had the revenue been paid; to what use had the revenues been put; and that he be supplied with copies of the weigh bills.

Ald. Gerretsen said that he wished to object, again, to the continued use by the Works Committee of depressed sidewalk entrances when new sidewalks are constructed. He said that he believed these only served the motoring public and are a detriment to pedestrians. He asked that the Public Works Committee review utilization of depressed-entrance type sidewalks. He said that blind people and persons pushing baby carriages utilize sidewalks as well as motor cars and that they experience difficulty in using them.

Ald. Gerretsen said that a number of collisions between automobiles and structures in Portsmouth Olympic Park on the east side of Yonge Street are occurring. He said that a fence and a flag pole had recently been knocked down and that in a further recent occurrance, a fence, sign and fire hydrant had been damaged. He suggested that the Police Commission be requested to supply additional Police surveillance in the Yonge Street area south of King Street, especially at the time that the local hotels close.

Ald. Gerretsen said that the visit of Mr. McKeough to Kingston to speak to Councillors in the Kingston area was based on the Government balancing their budget in 1981. He said that he believed it was allright to hold

UNFINISHED BUSINESS (cont'd)

Municipal budgets at their 1977 rate, but he said Provincial regulations effect salary & wage budget costs and should take into account the setting, by the Province, of unreasonable guidelines. He suggested that Provincial minimum standards in some cases should be reduced in order to reduce municipal costs.

Ald. Timmins said that the Mayor's letter in the Whig Standard supplement on the International Plowing Match had been very faintly printed and could not be read. He suggested that when Mayor's letters were reproduced he use a heavier body of type in his letters.

Ald. French said that he wished to register his complaint of the policy by the Public Works Committee to put in the dangerous bumpy sidewalks with depressed entrances, one of which had recently been installed on Birch Avenue.

Ald. Mackenzie said that she had read the Public Works Committee Minutes concerning the proposed Nutana Subdivision development and said that she believed the cost of the proposed holding tank in the estimated amount of $1 million should be borne by the developer rather than the City. She said that she wished the Public Works Committee would review their clause which merely recommended a holding tank be provided by the City.

Mayor Keyes said that a request had been received for the matter of the Nutana Subdivision to be on the next regular Finance Committee Agenda.

Ald. Breen requested that the Transportation Committee consider permitting parking to be located on the south side of Court Street, in front of the Court House.

Mayor Keyes said that 40 City meters will shortly be erected on the County Court House parking lot which will make space available in the area to citizens attending at the Court House.

Ald. Gerretsen said that he would check to determine when the meters would be installed.

Ald. Hawkins said that the Public Works Committee, in 1976, had adopted the principle of installing depressed sidewalks. He said that he would welcome any members of Council at the next meeting of the Public Works Committee to make a submission concerning depressed sidewalks.

Ald. Miller said that she agreed with utilizing the meters on the County Court House parking lot rather than the street. She said that the boulevard in front of the Court House, which was recently oiled, should be repaired. She requested that the provision of curb and gutter on the south side of Court Street in front of the County Court House be placed on the Works Department Agenda for their next meeting.

Ald. McArthur said that the parking lot office at the Angrove Parking Lot at Queen and Wellington street had been vandalised and smashed. He suggested that consideration be given to its removal from the parking lot.

Ald. McArthur requested that consideration be given to placing a fence or a gate at the east end of Greer Street at the C.N.R. tracks in order to stop vehicles from crossing this dangerous railroad track.

Ald. McArthur said that the Canadian National Railway leave their diesel engines at the outer station and also on tracks in the area of the outer station with the engines running continually on weekends and on holidays. He asked if there was something that could be done to have the engines shut off or moved to another location.

Ald. McArthur said that there are a number of railroad tracks, which are never used, in the vicinity of Cataraqui street and that these tracks have trees and weeds growing up on the right of way. He requested that action be taken to have the weeds and trees removed.

UNFINISHED BUSINESS (cont'd)

Ald. McArthur said that, notwithstanding his previous comments, his trip via C.N. across Canada had been a wonderful experience.

Ald. Webb said that he wished to commend the Downtown Merchants for their participation in the International Plowing Match window display competition.

Ald. Webb noted that Mr. Hugh Bennett had provided the price which had been awarded for the best window display.

Mayor Keyes said that the Downtown Merchants Association were also to be commended for the provision of busses from the International Plowing Match to the downtown area and return.

BY-LAWS

Council consented:

(a) to add the provisions of Clause 4, Report No. 92 to By-Law 2,

(b) to delete the provisions of Clause 9, Report No. 92 from By-Law 1,

(c) to delete the provisions of Clause 13, Report No. 92 from By-Laws 1 and 2, and

(d) to the addition of By-Laws 18, 19, and 20 for presentation to Council.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That By-Laws 1 to 6 and 18 to 20 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Gorham,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 and 6 their third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Laws 5 to 16 be given their third reading.

CARRIED

(D) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That on third reading By-Law No. 9067, "A By-Law to authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston in the amount of $250,000.00" be amended to reduce the amount to $132,740.00 since the installation of a watermain in Albert Street has been deleted with concurrence of the P.U.C.,

- and -

That By-Law No. 9067, as amended, and Being By-Law 17 of this Agenda, be given its third reading.

CARRIED

BY-LAWS (cont'd)

(1) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 4, Report No. 92).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9094)
Clause 4, Report No. 92, 1977

CARRIED, AS AMENDED

(2) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 4, Report No. 92).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9095)
Clause 4, Report No. 92, 1977

CARRIED, AS AMENDED

(3A) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks under the Provisions of Section 7 of *The Local Improvement Act.* (Petitions).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9096A)
Clause 3, Report No. 94, 1977

(3B) A By-Law to Authorize the Construction of an Asphalt Pavement with Curb, Gutter and Boulevard on Fairview Road from Portsmouth Avenue to Hillendale Avenue Under the Provisions of Section 7 of *The Local Improvement Act.* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9096B)
Clause 3, Report No. 94, 1977

(4) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the South Side of Princess Street from 21.8 feet West of King Street Westerly 44.9 feet under the provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9097)
Clause 4, Report No. 94, 1977.

(5) A By-Law to Authorize the Execution of an Agreement with Chrysler Canada Limited (Committee of Adjustment - Variance. 1429 Princess Street)

(THREE READINGS) (PROPOSED NO. 9098)
Committee of Adjustment

(*Note: Agreement permits 4½' high chain link fence, instead of masonry wall along east boundary of 1429 Princess Street on condition, if required in the future by the City, that a planting strip of evergreen trees would be installed.*)

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting held on September 26, 1977.

(THREE READINGS) (PROPOSED NO. 9099)
City Council Meeting No. 25

BY-LAWS (cont'd)

(7) A By-Law to Authorize the Sale of the Title of the North End Trunk Sewer Easement Crossing the Clyde Farm to Mrs. Annie Clyde.

(THIRD READING) (PROPOSED NO.8487)
Clause 2, Report No. 77, 1975

(Note: To correct an error in expropriating the fee instead of only an easement.)

(8) A By-Law to Authorize the Construction of an Asphalt Pavement on Lane Running from Raglan Road to John Street Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9053)
Clause 1, Report No. 76, 1977

(9) A By-Law to Authorize the Construction of an Asphalt Pavement, with Road Widening, Curb, Gutter and Boulevard on the South Side, on Old Quarry Road from Indian Road Easterly 155 feet to Existing Pavement, Under the Provisions of Section 7 of The Local Improvement Act.

(THIRD READING) (PROPOSED NO. 9055)
Clause 9, Report No. 77, 1977

(10) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and To Provide for The Installation, Regulations, Supervision and Control of Such Parking Meters" (Increase Fine for Overtime Parking From $1.00 to $2.00).

(THIRD READING) (PROPOSED NO. 9082)
Clause 1, Report No. 86, 1977

(11) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise, and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Increase Fine for Overtime Parking at Meters from $1.00 to $2.00).

(THIRD READING) (PROPOSED NO. 9083)
Clause 1, Report No. 86, 1977

(12) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act". (Clauses 3, 8 and 9, Report No. 86)

(THIRD READING) (PROPOSED NO. 9084)
Clause 3, 8, and 9, Report No. 86, 1977

BY-LAWS (cont'd)

(13) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters". (Clause 4, Report No. 86)

(THIRD READING) (PROPOSED NO. 9085)
Clause 4, Report No. 86, 1977

(14) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 5.7 Acre Parcel of Land at the Southeast Corner of Division Street and Weller Avenue Place, from M1 Industrial to A5 Residential (One and Two Family) and A6 Residential (Mobile Home)).

(THIRD READING) (PROPOSED NO. 9086)
Clause 1, Report No. 89, 1977

(15) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 0.07 Acre Parcel of Land Located on the south side of Princess Street West of Montreal Street from C Commercial to C.137 Commercial).

(THIRD READING) (PROPOSED NO. 9088)
Clause 8, Report No. 89, 1977

CARRIED 13:1
Ald. Hawkins Opposed

(16) A By-Law to Dedicate Certain Land as the "Parkway"

(THIRD READING) (PROPOSED NO. 9090)
Clause 12, Report No. 90, 1977

(17) A By-Law to Authorize Improvements, Alterations and Extensions to the Water System of the City of Kingston in the Amount of $132,740.00.

(THIRD READING) (PROPOSED NO. 9067)
Clause 9 (B), Report No. 83, 1977
and
Motion, City Council Meeting No. 25, 1977, (page 532)

(18) A By-Law to Authorize the Construction of a 28 Foot Wide Asphalt Pavement with Turning Circle, Curb, Gutter and Boulevard, Street Lights and a Tree Belt on the East Side in the Parkway from Princess Street Southerly 1290 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9100)
Clause 13, Report No. 96, 1977

(19) A By-Law to Authorize the Construction of a 15 Inch Storm Sewer on the West Side, Including Outlet Ditch, of the Parkway from 1038 Feet South of Princess Street Southerly 252 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9101)
Clause 13, Report No. 96, 1977

BY-LAWS (cont'd)

(20) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side, with Asphalt Connection to School Yard, of the Parkway from Princess Street Southerly 1290 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9102)
Clause 13, Report No. 96, 1977

MOTIONS

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the appreciation of Council be extended to The Corporation of the Township of Kingston for their grant of $5,000 to the Grand Theatre Renovation Fund.

CARRIED

(2) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That the appreciation of Council be extended to the Township of Pittsburgh for their grant of $2,000 to the Grand Theatre Renovation Fund.

CARRIED

The following motions were also received.

(3) Moved by Ald. McArthur,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late Leopold Miskie.

CARRIED

(4) Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That the sympathy of Council be extended to the family of the late Audrey Rushbrook, Curator of the Kingston Marine Museum.

CARRIED

The following Notice of Motion was received.

(5) Moved by Ald. French
Seconded by Ald. McArthur,

That Council reconsider the opening of Bagot Street between Barrie and West Street.

TO BE CONSIDERED AT NEXT MEETING

(Note: Pursuant to Rule 27 of By-Law No. 1, a vote of 2/3rds of the members present will be required.

MOTIONS (cont'd)

The following motion was also received.

(6) Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That congratulations be extended to the Kingscourt Lions Bantam Allstar Baseball Team who won the Ontario Baseball Association "B" series on Saturday, defeating Brampton 2-1 in 10 innings.

CARRIED

(7) Moved by Ald. Tarnowecky,
Seconded by Ald. Timmins,

That Council do now adjourn.

CARRIED

Council Adjourned at 10:21 p.m.

(L.S.)

(Signed) *T.J. McKibbin,*
Clerk-Comptroller

(Signed) *Ken Keyes,*
Mayor

Local Govt

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Tuesday, October 11, 1977, at 8 p.m.

ROLL CALL

PRESENTATIONS

PRESENTATION OF SERVICE MEDALS TO MEMBERS OF THE FIRE DEPARTMENT

Captain C.T. Wiskin	30 Year Bar
Captain J. Lamb	20 Year Medal
Captain J. Conn	20 Year Medal
Captain D. Burns	20 Year Medal
Firefighter J. McGeein	20 Year Medal
Firefighter S. Baker	20 Year Medal
Firefighter W. Young	20 Year Medal

MINUTES

That the Minutes of City Council Meeting No. 25, held on September 26, 1977 be adopted as printed.

COMMUNICATIONS

To be Filed

(542) From the National Youth Orchestra Association of Canada, expressing their appreciation and thanks to the City of Kingston for its 1977 grant of $300.

(543) From the Advisory Committee on Local Government Management, enclosing a paper entitled *"A Proposal for the Establishment of an Academy of Municipal Management in the Province of Ontario"*.

(544) From the Ministry of Treasury, Economics and Intergovernmental Affairs, Advisory Services Branch, two Discussion Papers Nos. 4 and 5 on Recruitment and Education/Training/Development respectively.

(545) From the Ministry of Treasury Economics and Intergovernmental Affairs, *Background* No. 77/37.

(Copies have been distributed to members of Council).

(546) From the Association of Municipalities of Ontario, legislative bulletin dated September, 1977.

(547) From the Little Cataraqui Environment Association, a presentation to the Mayor's Waterfront Committee, dated September 1977, entitled *"Kingston's River Waterfront"*.

(Copies have been distributed to members of the Mayor's Waterfront Committee).

(548) From the Kingston, Frontenac and Lennox and Addington Health Unit, enclosing a copy of their health unit budget summaries for 1977, together with a funding projection.

(Copies have been distributed to members of Council).

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(549) From the Bureau of Municipal Research, a publication entitled *"TOPIC"* on the subject of School Vandalism: An Emerging Concern. *(The publication "Topic" is the successor to their former publication "BMR COMMENT").*

(Copies have been distributed to members of Council).

(550) From Dr. Ronald C. Burr, expressing his appreciation to Council for their congratulations on the opening of the Ronald C. Burr Wing at the Kingston General Hospital.

To be Referred to Community Services

(551) From the Frontenac County Board of Education, notifying of the Board's concern on the matter of pornography and requesting Council's support in working towards legislation which will effectively control the increasing availability of pornographic material.

(552) From The Corporation of the City of Oshawa endorsing the City of Kingston's resolution requesting the Provincial Government to amend the 'Dog Licensing and Livestock and Poultry Protection Act' to provide for an increase in the fees for owners of kennels with purebred dogs from $25.00 to at least $50.00 per year and to provide that the meaning of a dog at large not under control of any person include 'by means of a leash'.

Which has been Referred to the Finance and Accounts Committee and the Public Utilities Commission

(553) From the Ministry of Transportation and Communications notifying of the terms and application of the transit program for 1978.

The operating subsidy program will involve the continuation of the policy and revenue/cost formula implemented for 1977. No municipality will receive less operating subsidy assistance in 1978 than in 1977, provided the amount does not exceed 75% of net operating costs.

The transit capital subsidy program will continue to provide for a Provincial contribution of 75% towards cost of approved capital projects, with each project being evaluated.

To be Referred to the Planning Board and Public Works Committee

(554) From the Ministry of Housing, enclosing *"Guidelines for Metric Conversion of Planning Documents"*, to enable Municipalities to use the metric system within a framework which is easy to apply, efficient and in keeping with Ontario's commitment to adoption of the metric system.

Which has been Referred to the Chief of Police

(555) From the Frontenac Condominium Corporation No. 1, requesting increased police patrols during the late evening hours in the area of the Lakeview Manor Hotel.

COMMUNICATIONS (cont'd)

To be Referred to Community Services

(556) From the Township of Charlottenburgh, a copy of their letter to Prime Minister Pierre Trudeau, requesting him to intervene in the matter of Bilingual Employee Bonuses for civil servants.

(557) From the Township of Charlottenburgh, requesting that Council consider their following resolution:

> *"Whereas the suspension of capital punishment in Canada has failed to act as a viable alternative in the treatment of a serious and ever rising proportion of grevious crimes both within our penetentiary systems and society as a whole;*
>
> *And whereas the placing of the moral responsibility for deciding the retention or abolition of capital punishment in the hands of a small number of elected people at the Federal level has also failed in its aim or providing the vehicle for policy making;*
>
> *And whereas the placing of such responsibility has only succeeded in creating another issue for ineffectual political interchange;*
>
> *And whereas such conditions behave as a catalyst for the unfettered increase of violent crime without fear of recrimination;*
>
> *Now therefore be it resolved that it is the view of the Council of the Corporation of the Township of Charlottenburgh that the issue of capital punishment be placed on the next ballot as a national referendum to allow the people of Canada to decide the issue according to their own collective conscience and thereby relieve the elected people from the responsibility of interpreting the wishes of their constituents.*

To be Filed

(558) Remarks by The Honourable W. Darcy McKeough, Treasurer of Ontario, to the Advisory Committee of Municipal Treasurers and Municipal Finance Officers at London, Ontario, on September 29, 1977.

(Copies of remarks have been distributed to members of Council)

(559) Statement of Revenue and Expenditures for the period ending August, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of August 1977	Month of August 1976
Operating Deficit:	691,037.	528,141.	91,081.	68,885.
Debentures:	36,200.	24,133.	3,017.	3,849.
Totals:	727,237.	552,274.	94,098.	72,734.

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(560) From the Ministry of Treasury Economics and Intergovernmental Affairs enclosing data regarding municipal spending and mill rate performance for the period 1974 to 1977 which had been referred to at the Meeting with the Honourable W. Darcy McKeough, Treasurer of Ontario, held in Kingston on September 27, 1977.

(Copies have been distributed to members of Council)

(561) From the Ministry of Housing, in connection with Neighbourhood Improvement Program, as follows:

> *"In reponse to the City of Kingston's application for funds under the 1977 Neighbourhood Improvement Program, I am pleased to inform you that the 1977 Federal-Provincial Annual Agreement covering Federal and Provincial allocations to thirty-eight (38) Ontario municipalities, which includes your municipality, has now been executed. The total Federal allocation to the City of Kingston has been set at $350,000.*
>
> *The execution of the Agreement now permits the municipality to submit a formal application for Federal and Provincial contributions. A staff member of the Community Renewal Branch of this Ministry will contact the appropriate officials of your municipality within the next few days to explain in detail the formal application procedures."*

PETITIONS

REPORTS

REPORT NO. 97

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Royal Canadian Legion Villa, Kingston to amend Zoning By-Law 8499 with respect to a 2.63 Acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (multiple family) Residential which permits 50 dwelling units per acre and requires 1.4 parking spaces/unit to a B3 modified zone which would permit 53.3 dwelling units per acre and require 1.0 parking space/unit; and

WHEREAS the proposed amendment is in conformity with the Official Plan which designates the subject property for high density residential and which permits densities in excess of 50 dwelling units per acre in conjunction with a senior citizen development; and

WHEREAS the request for a reduction in the parking requirement from 1.4 spaces per unit to 1.0 space per unit is acceptable given the special type of housing being provided;

BE IT RESOLVED that:

A. Zoning By-Law 8499 be amended by:

(a) Amending Zoning Map. No. 21 so as to rezone the approximately 2.63 acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Boulevard, as shown on a copy of Zoning Map No. 21 which is attached hereto as Schedule 'A', from B3 (multiple family) Residential to B3.138 (multiple family) Residential.

(b) by adding as Section 138 the following:

"138. On the approximately 2.63 Acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Blvd. and designated B3.138 on a copy of Zoning Map No. 21 attached hereto as Schedule 'A', the maximum permitted density shall be 53.3 dwelling units per acre, the maximum number of permissible dwelling units shall be 140 and the minimum number of required parking spaces shall be 140."

2. That Council does hereby certify that By-Law No. 9103 , "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 2.63 Acre parcel of land located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential)"is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 1A have been approved.

3. WHEREAS Mrs. V. Busk has applied to amend Zoning By-Law No. 8499 for the 0.4 acre parcel of land located at the north east corner of Indian Road and Princess Street from Zone A1 (One and Two Family) Residential to a Commercial zone in order to permit the establishment of a hairstyling salon; and

WHEREAS the proposed change would permit an undesirable commercial intrusion into a stable and cohesive residential area;

BE IT RESOLVED that this application (No. 1977-Z-157) not be approved.

4. WHEREAS on March 14, 1977, Development Control approval was granted to Allimore Corporation Limited, for the construction of a hotel at the corner of Brock and Ontario Streets, such approval being valid for six months; and

WHEREAS the applicant is not yet ready to begin construction and has requested that the Development Control approval be extended until October 20, 1977;

BE IT RESOLVED that approval of the revised plans and commencement of construction, granted to Allimore Corporation Limited for the construction of a hotel at the corner of Brock and Ontario Streets, be extended until October 20, 1977.

5. WHEREAS on October 19, 1976, Planning Board recommended and Council subsequently adopted a recommendation to the Cataraqui Region Conservation Authority that the City does not support channelization of the east branch of the Little Cataraqui Creek west of the CPR tracks; and

WHEREAS in 1974 and 1975 filling of the floodplain took place on the City owned triangle of land west of the CPR and north of Dalton Avenue and on the land now occupied by the Tricil Limited Transfer Facility; and

WHEREAS the Transportation Committee on August 31, 1977 recommended that the Conservation Authority be notified that their report on the east branch be revised to exclude the 8.2 acre parcel of City owned land; and

WHEREAS it is desirable that the development of these two areas be completed;

BE IT RESOLVED that the Planning Board's recommendation of October 19,1976 be amended to exclude the City owned property west of and adjacent to the CPR tracks and north of Dalton Avenue and the Tricil Limited property between the CNR tracks on the south and the north boundary of the North End Trunk Sewer easement on the north.

6. WHEREAS the Minister of Housing has requested that the City comment upon the proposed Amendment No. 11 to the Official Plan of the Township of Pittsburgh; and

WHEREAS this Amendment includes a provision deleting from such Official Plan an alternative crossing of the Great Cataraqui River for the proposed East-West expressway;

BE IT RESOLVED that the Minister of Housing be informed the City does not concur with the deletion of the proposed alternative crossing of the Great Cataraqui River for the proposed East-West Expressway from the Official Plan of the Township of Pittsburgh as proposed in Amendment No.11 to such Official Plan; and

FURTHER THAT it has not been possible for a complete study of the project to be made as no funds have been provided by the Province of Ontario for this purpose.

7. That the following resolution of the Corporation of the City of Cambridge be endorsed:

"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since 1974, and

WHEREAS we are aware of the benefits of this program to property owners and our municipality; and

WHEREAS the municipalities require a longer term commitment to this program by the Province.

WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:

a) The Ontario Home Renewal Program be continued for a period not less than 3 years;

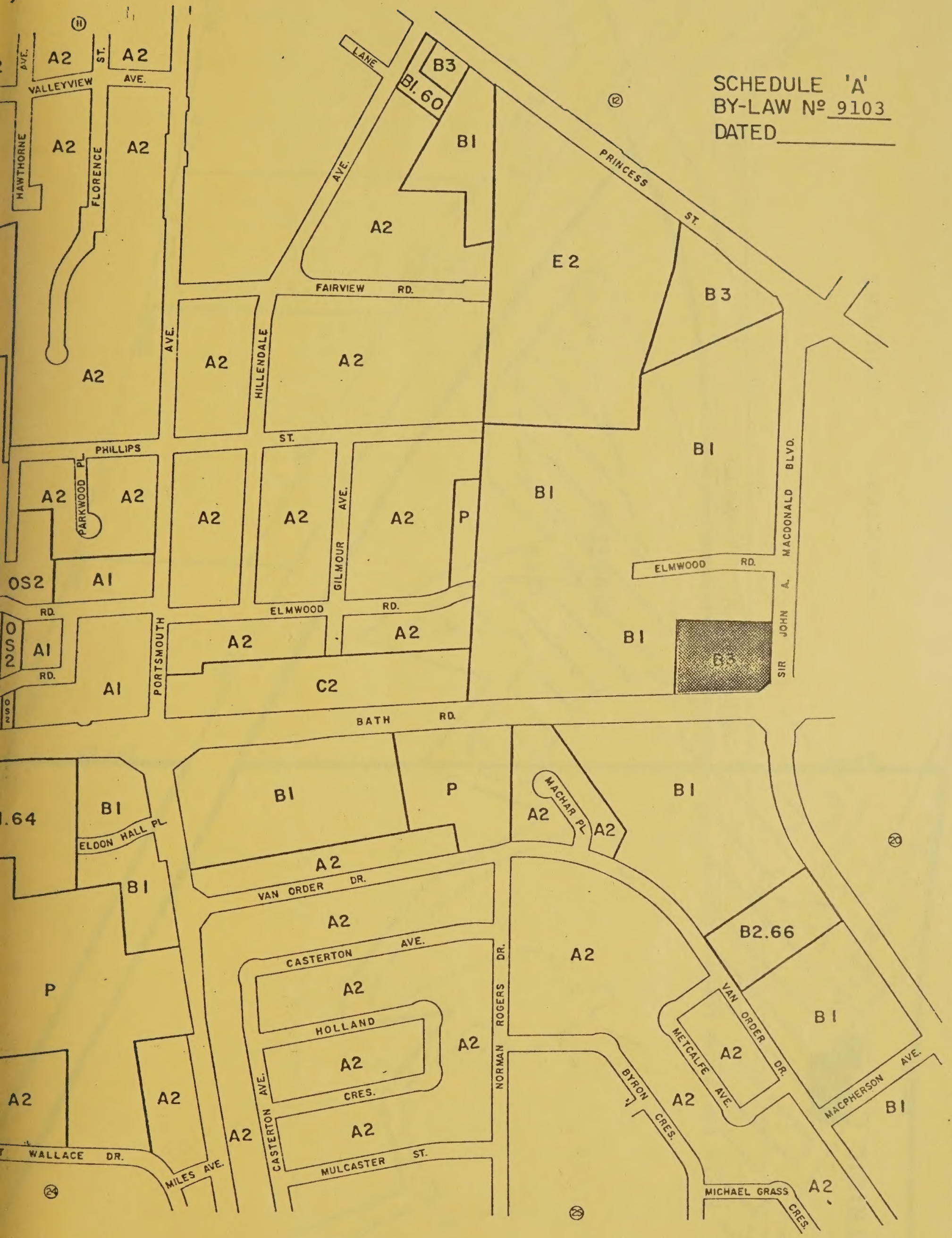
b) The funding be increased;

c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law.

Respectfully submitted,

CHAIRMAN

SCHEDULE 'A'
BY-LAW Nº 9103
DATED ____________



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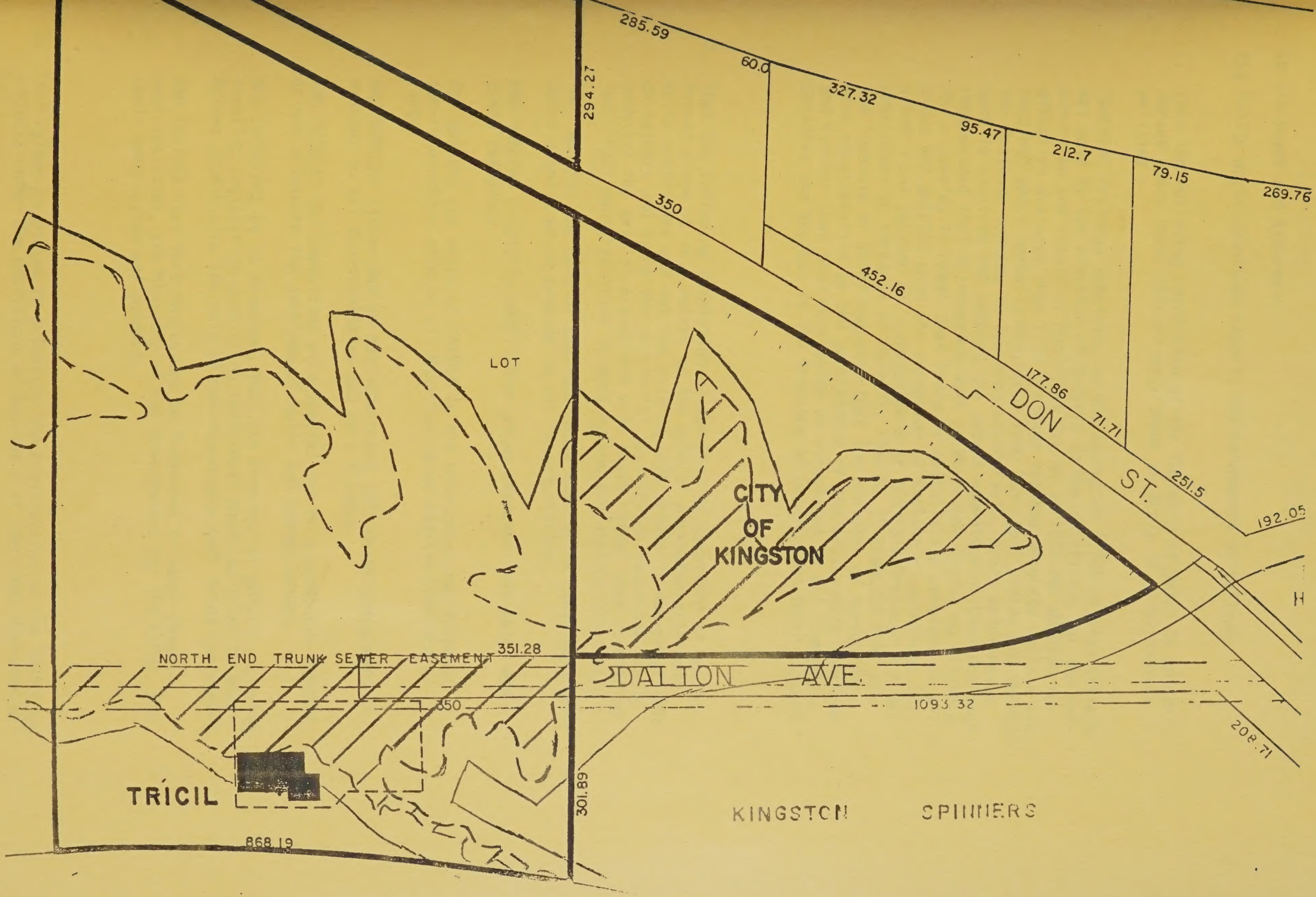
PRINCESS ST.
LANE
AVE.
VALLEYVIEW AVE.
HAWTHORNE
FLORENCE
ST.
FAIRVIEW RD.
HILLENDALE
PHILLIPS ST.
PARKWOOD PL.
GILMOUR AVE.
ELMWOOD RD.
PORTSMOUTH AVE.
BATH RD.
SIR JOHN A. MACDONALD BLVD.
ELDON HALL PL.
VAN ORDER DR.
MACHAR PL.
CASTERTON AVE.
HOLLAND CRES.
MULCASTER ST.
NORMAN ROGERS DR.
BYRON CRES.
METCALFE AVE.
MACPHERSON AVE.
MICHAEL GRASS CRES.
WALLACE DR.
MILES AVE.
A2
A1
B1
B3
B1.60
E2
P
C2
OS2
B2.66
.64

LEGEND

▨ PROPOSED ZONE CHANGE B3 TO B3 MODIFIED

MAP 21

BY-LAW Nº 8499
JULY 28, 1975
REVISED


285.59
60.0
327.32
95.47
212.7
79.15
269.76
294.27
350
452.16
177.86
71.71
251.5
192.05
DON ST.
LOT
CITY OF KINGSTON
H
NORTH END TRUNK SEWER EASEMENT
351.28
DALTON AVE.
350
1093.32
208.71
301.89
TRICIL
868.19
KINGSTON SPINNERS

REPORT NO. 98

October 3, 1977

To the Mayor and Aldermen:

The Public Works Committee reports and recommends as follows:

1. That the following resolution of the Township of Delhi be not endorsed since their concern only seems to apply to rural municipalities -

   "WHEREAS Drainage subsidies to the extent of 3.749 million dollars was paid by the Province of Ontario to Municipalities for the construction and repair of Municipal Drains in 1976 AND WHEREAS for effective drainage from Tile Drainage systems adequate outlets are required which normally discharge into Municipal Drains AND WHEREAS for Drainage systems to function effectively, drain maintenance work is required AND WHEREAS the select committee on Land Drainage recommended that maintenance work on Municipal Drains be eligible for a subsidy in order that adequate outfalls are provided at all times AND WHEREAS with the exception of Section 85 subclause (2) a and b and Section 87, subsection 3 of the 1975 Drainage Act was proclaimed in force as of April 1, 1976 BE IT RESOLVED THAT the the Township of Delhi requests that the Minister of Agriculture give consideration to the proclaiming of the outstanding sections and further that this resolution be circulated to all Townships, Counties and Regions in the Province of Ontario for their support."

2. That the following resolution of the City of Stratford be not endorsed since it only refers to the sale of non-returnable soft drink containers and not the sale of soft drinks in non-returnable containers and since the provincial legislation requested should prohibit the sale on a province wide basis rather than permitting individual municipalities to pass bylaws prohibiting their sale -

   THAT WHEREAS the sale of non-returnable soft drink containers produces a solid waste problem in all Municipalities.

   AND WHEREAS a totally refillable system consumes less metal and glass resources.

   AND WHEREAS the waste of ENERGY in the production and disposal of non-returnables affects all Municipalities and the Province at large.

   AND WHEREAS litter due to non-returnable soft drink containers is evident in all Municipalities and Park Systems.

   AND WHEREAS the imposition of a special tax or a mandatory deposit do not eliminate the problems of solid and energy waste.

   NOW THEREFORE be it resolved, that the Province of Ontario, provide enabling legislation permitting individual Municipalities to pass Bylaws prohibiting the sale of non-returnable soft drink containers.

   AND FURTHER that this resolution be forwarded to other Ontario Municipalities, the Ministry of the Environment and the A.M.O. for their endorsation and support.

3. That bylaws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

(a) 21" and 18" diameter storm sewer in Division St. from Elliot Ave. northerly 306.95' and in Elliot Ave. from Division St. to 49.1' east of Day St. (north).

Estimated total cost	$65,000.00
Owner's share	3,614.88
Corporation's share	30,692.56
Anticipated MTC subsidy	30,692.56
Debenture amount	34,307.44

(b) 32' wide asphalt pavement (width over 28' assumed by the Corporation) with curb, gutter and boulevard including 725' of relief storm sewer (included in the Corporation's share) in Portsmouth Ave. from Fairview Rd. to Howard Cr.

Estimated total cost	$225,000.00
Owner's share	19,329.91
Corporation's share	102,835.05
Anticipated MTC subsidy	102,835.05
Debenture amount	122,164.96

Provision has been made in the 1977 Capital Budget for the construction of the above projects.

4. That the tender of Practiplast Ltd. for supplying and installing one new chemical storage tank complete with associate and component equipment at the Water Pollution Control Plant for the sum of $12,626.00, tax included price, be accepted being the lowest acceptable tender received.

5. That the culverts installed under the CNR track at mile 0.43 Alcan Spur Headblock mile 174.17 Kingston Subdivision and under the CPR tracks at mile 100.55 Kingston Subdivision by L.M. Welter Ltd. for Dacon Corporation to accommodate the drainage from the Wycliffe Subdivision, be accepted for future maintenance by the City of Kingston, subject to the Developer paying all outstanding accounts and provision of a guaranteed maintenance bond.

Respectfully submitted,

Chairman

Report No.99

September 29, 1977

To the Mayor and Aldermen·

The Parks and Recreation Committee reports and recommends as follows -

1. That the account of Kingston Plumbing and Heating Co Ltd., in the amount of $1006.54, for supplying and installing a condensate tank and renewing the pipes around the boiler at the Ontario Street Pump House, be paid.

2. That the quotation of Portsmouth Marine Store Ltd., in the amount of $7273.35, to remove, renovate, store and refloat in Confederation Basin in May 1978 fifty-six dock sections presently installed in Confederation Basin, be accepted being the lowest quotation received.

Respectfully submitted,

Chairman

REPORT NO. 100

October 6, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That a full page advertisement be authorized to be placed in *"Kingston 78"* to be published by Donco Quality Printers & Copiers at a cost of $750.00, on the understanding that the Kingston Tourist & Visitors' Bureau, will provide the wording for the advertisement.

- and -

That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE COMMITTEE		
OTHER		
- Miscellaneous - (Advertising)	$750.	-
- Contingencies	-	$750.

2. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects for the Kingston Public Library, and as approved by the Kingston Public Library Board, Contemplated Change Order No. 20 for the following items for the construction of the new public library in the net amount of $6,188.34. to be charged to the Contract Contingency Fund in the Contract with M. Sullivan & Son Limited be approved:

	ADD	DEDUCT
(1) Additional electrical work to Elevator Service Disconnect as requested by the Department of Labour.	200.55	-
(2) Glass and wind screen to close off opening on 3rd floor, between Technical Services and Bishop's House, as per drawing No. W17.2 (oak to match other similar screens in building for natural finish).	2,830.69	-
(3) Base to large meeting room to be painted epoxy on the brick walls and wood or plastered walls instead of carpetting.	363.46	-
(4) Interior treatment of Bagot St. Door Bishop's House including seat as per drawing No. WB2.5R.	1,377.81	-
(5) Delete two soap dispensers	-	75.00
(6) Various small items of additional electrical work. (Some work as required by Ont. Hydro or Ministry of Labour and some work to provide more convenient location of fixture or greater accessibility of fixture.)	533.40	-
(7) City crest over main doorway	949.15	

2. (cont'd)

(8)	Saving for manual hardware to entrance doors 2,5 & 6	390.00 +		
	Add for transformer to automatic hardware	79.00 -		
	Add for extra over allowance for Bish.Hse. Chandeliers	78.83 +		
	Saving			232.17
(9)	Supply and install exhaust fan elevator Machine Room. (Mechanical work.)		240.45	
			$6,495.51	$307.17
	NET ADDED TOTAL		$6,188.34	

3. That, as recommended by the Kingston Public Library Board, the payment of Certificate No. 12 from M. Sullivan & Son Ltd., for $85,605 for construction of new public library and invoices Nos. 26, 27 and 28 from Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, in the total amount of $5,196.26 be authorized.

(Note: Invoice # 26	*On account Architects fees for Construction of new Library & Renovations of Bishop's House*	-	*$1,611.14*
Invoice # 27	*On account Architectural service re carpet in new library*	-	*$1,485.12*
Invoice # 28	*On account Architectural service re furniture & equipment*	-	*$2,100.00)*

4. That, as recommended by the Clerk-Comptroller, the account of Murray W. Rielly, Solicitor for Mr. & Mrs. Cousins, former owners of 59-61 Bay Street, in the amount of $362.75 (Fee $350 + Disbursements $12.75) be authorized for payment to be charged to the N.I.P. appropriation.

5. That 2 new "Selectric II" I.B.M. Typewriters, with variable pitch, express back-space and correcting ribbon, be authorized to be purchased for use by the Clerk-Comptroller's Department to replace a 1968 typewriter and a 1973 typewriter.

- and -

That the following budget appropriation amendment to provide the funds be approved:

	INCREASE	DECREASE
FINANCE		
GENERAL ADMINISTRATION		
- Purchase of new equipment (2 typewriters)	$1,862.	-
- Salaries & Allowances	-	$1,862.

6. That, as recommended by the Kingston Public Library Board, the tender of The Robert Simpson Co. Ltd. in the amount of $114,066.50 for furniture and equipment for the new central public library, being the lowest tender, be accepted, it being understood that the Library Board reserves the right:

   a) to alter quantities, as budget restrictions may necessitate, without altering the unit prices for any specified item in the tender; and

   b) to use any of the alternative items with relative prices listed in the tender price, the contract not to exceed the sum of $114,066.50.

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the pavements on the following streets as a charge to the General Rate:

STREET	TOTAL COST	DEBENTURE AMOUNT
Rideau St. from Charles to 80 ft. north of Cataraqui St. including intersection improvement.	$38,400.	$19,200.
William St. from Bagot to Sydenham St.	20,300.	10,300.
Sir John A. Macdonald Blvd. from Johnson to Norman Rogers Drive (resurfacing)	10,600.	5,400.
TOTAL:	$69,300.	$34,900.

- and -

That the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

GENERAL RATE PROJECTS	INCREASE	DECREASE
RECONSTRUCTION OF ROADS		
- Miscellaneous *(Increases appropriation to $34,900.)*	$4,900.	-
LOCAL IMPROVEMENTS		
STORM SEWERS		
- Division St. - Eliot N. to East *(leaves balance of $14,100.)*	-	$4,900.

8. That, as recommended by the Negotiating Committee, the car allowances for the following employees be revised as follows:

   a) Effective July 1, 1977:

   Fire Department:

Deputy Fire Chief	$645.70 per annum
Training Officer	645.70 per annum
Inspectors (2)	112.20 per month

8. (cont'd)

a) (cont'd)

Social Services Department:

Homemakers (3)	$4.62 per day

Rideaucrest:

Administrator	$50.00 per month
Assistant Administrator	25.00 per month
Social Worker	60.00 per month

Transportation Committee

Industrial Commissioner	$114.17 per month

b) Effective November 1, 1977:

Planning Department:

Director of Planning	mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.
Deputy Planning Officer	
Planner II	

- and -

That the following budget appropriation amendment be approved:

	Increase	Decrease
FIRE DEPARTMENT		
FIXED CHARGES		
- Car Allowances	$181.	-
SUPPLIES		
- Cleaning & Toilet Supplies	-	$181.
SOCIAL SERVICES		
GENERAL ASSISTANCE		
- Car Allowances	$156.	-
SUPPLEMENTARY AID		
- Funerals *(Leaves $3,787 in appropriation)*	-	$156.
RIDEAUCREST		
GENERAL ADMINISTRATION		
- Other (Car Allowance)	$410.	-
- Purchased Services	-	$410.
INDUSTRIAL COMMISSION		
COMMERCIAL & INDUSTRIAL DEVELOPMENT		
- Car Allowance	$109.	-
- Temporary Help	-	$109.

9. That no action be taken on the recommendation of the Transportation Committee to expropriate the property on the north-west corner of Brock and Ontario Streets, known as *City Hall Square Parking Lot*, to allow the construction of a parking garage with an ultimate capacity of 500 parking spaces.

(Ald. Gerretsen Opposed)

Respectfully submitted,

(Chairman)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 5 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 5 its third reading.

(C) That By-Laws 5 to 10 be given their third reading.

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 2.63 Acre Parcel of Land Located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9103)
Clause 1, Report No. 97, 1977

(2) A By-Law to Authorize the Construction of a Storm Sewer in Division Street from Elliot Avenue Northerly 306.95 Feet and in Elliot Avenue from Division Street to 49.1 Feet East of Day Street (North) Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9104)
Clause 3(a), Report No. 98, 1977

(3) A By-Law to Authorize the Construction of a 32 Foot Wide Pavement, With Curb, Gutter and Boulevard, Including 725 Feet of Relief Storm Sewer, in Portsmouth Avenue from Fairview Road to Howard Crescent Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9105)
Clause 3(b), Report No. 98, 1977

(4) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9106)
Clause 7, Report No. 100, 1977

BY-LAWS (cont'd)

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on October 11, 1977.

(THREE READINGS) (PROPOSED NO. 9107)
City Council Meeting No. 26

(6) A By-Law to Dedicate Certain One Foot Reserves as Public Highway and Parts of Conacher Drive, Sutherland Drive and Folger Street.

(THIRD READING) (PROPOSED NO. 7930)
Clause 4(b), Report No. 29, 1974

(7) A By-Law to Dedicate Certain One Foot Reserves as Public Highways and Parts of Old Quarry Road and Aberfoyle Road.

(THIRD READING) (PROPOSED NO. 8405)
Clause 5, Report No. 47, 1975.

(8) A By-Law to Dedicate Certain One Foot Reserves as Public Highways and Parts of Esdon Street, Sheppard Street, Virginia Street and Guthrie Drive.

(THIRD READING) (PROPOSED NO. 8429)
Clause 8, Report No. 53, 1975

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 4, Report No. 92).

(THIRD READING) (PROPOSED NO. 9094)
Clause 4, Report No. 92, 1977.

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 4, Report No. 92).

(THIRD READING) (PROPOSED NO. 9095)
Clause 4, Report No. 92, 1977.

MOTIONS

(1) Moved by Ald. French,
Seconded by Ald. McArthur,

That Council reconsider the opening of Bagot Street between Barrie and West Street.

(Note: Pursuant to Rule 27 of By-Law No. 1, a vote of 2/3rds of the members present will be required.)

Local Govt.

CITY COUNCIL MEETING NO. 26

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Tuesday, October 11, 1977, at 8:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15).

PRESENTATIONS

PRESENTATION OF SERVICE MEDALS TO MEMBERS OF THE FIRE DEPARTMENT BY MAYOR KEYES

Captain C.T. Wiskin	30 Year Bar
Captain J. Lamb	20 Year Medal
Captain J. Conn	20 Year Medal
Captain D. Burns	20 Year Medal
Firefighter J. McGeein	20 Year Medal
Firefighter S. Baker	20 Year Medal
Firefighter W. Young	20 Year Medal

MINUTES

Moved by Ald. Allmark,
Seconded by Ald. Breen,

That the Minutes of City Council Meeting No. 25, held on September 26, 1977 be adopted as printed.

CARRIED

COMMUNICATIONS

Council consented to the addition of Communications 562 and 563.

Filed

(542) From the National Youth Orchestra Association of Canada, expressing their appreciation and thanks to the City of Kingston for its 1977 grant of $300.

(543) From the Advisory Committee on Local Government Management, enclosing a paper entitled *"A Proposal for the Establishment of an Academy of Municipal Management in the Province of Ontario"*.

(544) From the Ministry of Treasury, Economics and Intergovernmental Affairs, Advisory Services Branch, two Discussion Papers Nos. 4 and 5 on Recruitment and Education/Training/Development respectively.

(545) From the Ministry of Treasury Economics and Intergovernmental Affairs, *Background* No. 77/37.

(Copies have been distributed to members of Council).

(546) From the Association of Municipalities of Ontario, legislative bulletin dated September, 1977.

COMMUNICATIONS (cont'd)

Filed (cont'd)

(547) From the Little Cataraqui Environment Association, a presentation to the Mayor's Waterfront Committee, dated September 1977, entitled *"Kingston's River Waterfront"*.

(Copies have been distributed to members of the Mayor's Waterfront Committee).

(548) From the Kingston, Frontenac and Lennox and Addington Health Unit, enclosing a copy of their health unit budget summaries for 1977, together with a funding projection.

(Copies have been distributed to members of Council).

(549) From the Bureau of Municipal Research, a publication entitled *"TOPIC"* on the subject of School Vandalism: An Emerging Concern. *(The publication "Topic" is the successor to their former publication "BMR COMMENT").*

(Copies have been distributed to members of Council).

(550) From Dr. Ronald C. Burr, expressing his appreciation to Council for their congratulations on the opening of the Ronald C. Burr Wing at the Kingston General Hospital.

Referred to Community Services Committee

(551) From the Frontenac County Board of Education, notifying of the Board's concern on the matter of pornography and requesting Council's support in working towards legislation which will effectively control the increasing availability of pornographic material.

(552) From The Corporation of the City of Oshawa endorsing the City of Kingston's resolution requesting the Provincial Government to amend the 'Dog Licensing and Livestock and Poultry Protection Act' to provide for an increase in the fees for owners of kennels with purebred dogs from $25.00 to at least $50.00 per year and to provide that the meaning of a dog at large not under control of any person include 'by means of a leash'.

Which Had been Referred to the Finance and Accounts Committee and the Public Utilities Commission

(553) From the Ministry of Transportation and Communications notifying of the terms and application of the transit program for 1978.

The operating subsidy program will involve the continuation of the policy and revenue/cost formula implemented for 1977. No municipality will receive less operating subsidy assistance in 1978 than in 1977, provided the amount does not exceed 75% of net operating costs.

The transit capital subsidy program will continue to provide for a Provincial contribution of 75% towards cost of approved capital projects, with each project being evaluated.

Referred to the Planning Board and Public Works Committee

(554) From the Ministry of Housing, enclosing *"Guidelines for Metric Conversion of Planning Documents"*, to enable Municipalities to use the metric system within a framework which is easy to apply, efficient and in keeping with Ontario's commitment to adoption of the metric system.

COMMUNICATIONS (cont'd)

Which Had been Referred to the Chief of Police

(555) From the Frontenac Condominium Corporation No. 1, requesting increased police patrols during the late evening hours in the area of the Lakeview Manor Hotel.

Referred to Community Services Committee

(556) From the Township of Charlottenburgh, a copy of their letter to Prime Minister Pierre Trudeau, requesting him to intervene in the matter of Bilingual Employee Bonuses for civil servants.

(557) From the Township of Charlottenburgh, requesting that Council consider their following resolution:

"Whereas the suspension of capital punishment in Canada has failed to act as a viable alternative in the treatment of a serious and ever rising proportion of grevious crimes both within our penetentiary systems and society as a whole;

And whereas the placing of the moral responsibility for deciding the retention or abolition of capital punishment in the hands of a small number of elected people at the Federal level has also failed in its aim or providing the vehicle for policy making;

And whereas the placing of such responsibility has only succeeded in creating another issue for ineffectual political interchange;

And whereas such conditions behave as a catalyst for the unfettered increase of violent crime without fear of recrimination;

Now therefore be it resolved that it is the view of the Council of the Corporation of the Township of Charlottenburgh that the issue of capital punishment be placed on the next ballot as a national referendum to allow the people of Canada to decide the issue according to their own collective conscience and thereby relieve the elected people from the responsibility of interpreting the wishes of their constituents.

Filed

(558) Remarks by The Honourable W. Darcy McKeough, Treasurer of Ontario, to the Advisory Committee of Municipal Treasurers and Municipal Finance Officers at London, Ontario, on September 29, 1977.

(Copies of remarks have been distributed to members of Council)

(559) Statement of Revenue and Expenditures for the period ending August, 1977, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of August 1977	Month of August 1976
Operating Deficit:	691,037.	528,141.	91,081.	68,885.
Debentures:	36,200.	24,133.	3,017.	3,849.
Totals:	727,237.	552,274.	94,098.	72,734.

COMMUNICATIONS (cont'd)

Filed (cont'd)

(560) From the Ministry of Treasury Economics and Intergovernmental Affairs enclosing data regarding municipal spending and mill rate performance for the period 1974 to 1977 which had been referred to at the Meeting with the Honourable W. Darcy McKeough, Treasurer of Ontario, held in Kingston on September 27, 1977.

(Copies have been distributed to members of Council)

(561) From the Ministry of Housing, in connection with Neighbourhood Improvement Program, as follows:

> *"In reponse to the City of Kingston's application for funds under the 1977 Neighbourhood Improvement Program, I am pleased to inform you that the 1977 Federal-Provincial Annual Agreement covering Federal and Provincial allocations to thirty-eight (38) Ontario municipalities, which includes your municipality, has now been executed. The total Federal allocation to the City of Kingston has been set at $350,000.*
>
> *The execution of the Agreement now permits the municipality to submit a formal application for Federal and Provincial contributions. A staff member of the Community Renewal Branch of this Ministry will contact the appropriate officials of your municipality within the next few days to explain in detail the formal application procedures."*

(562) From the Ministry of the Solicitor General, a memorandum on the subject of 1977 Fire Prevention Week (October 9 - 15), asking for the City's support to make Kingston one of the most fire-safe places in Canada and enclosing copy of Governor General's Proclamation of the week of October 9 to 15 as FIRE PREVENTION WEEK in Canada.

(563) From CKWS Radio notifying that they are sponsoring a 30 - 40 mile "Bike-a-thon" on Sunday, October 30, 1977, in aid of The United Way and inviting three representatives from City Council to participate in the event in order to help The United Way.

PETITIONS

REPORTS

Ald. Mackenzie presented Report No. 97 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 97 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 97 - Planning Board (cont'd)

REPORT NO. 97

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by Royal Canadian Legion Villa, Kingston to amend Zoning By-Law 8499 with respect to a 2.63 Acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (multiple family) Residential which permits 50 dwelling units per acre and requires 1.4 parking spaces/unit to a B3 modified zone which would permit 53.3 dwelling units per acre and require 1.0 parking space/unit; and

WHEREAS the proposed amendment is in conformity with the Official Plan which designates the subject property for high density residential and which permits densities in excess of 50 dwelling units per acre in conjunction with a senior citizen development; and

WHEREAS the request for a reduction in the parking requirement from 1.4 spaces per unit to 1.0 space per unit is acceptable given the special type of housing being provided;

BE IT RESOLVED that:

A. Zoning By-Law 8499 be amended by:

(a) Amending Zoning Map. No. 21 so as to rezone the approximately 2.63 acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Boulevard, as shown on a copy of Zoning Map No. 21 which is attached hereto as Schedule 'A', from B3 (multiple family) Residential to B3.138 (multiple family) Residential.

(b) by adding as Section 138 the following:

"138. On the approximately 2.63 Acre parcel of land located at the northwest corner of Bath Road and Sir John A. Macdonald Blvd. and designated B3.138 on a copy of Zoning Map No. 21 attached hereto as Schedule 'A', the maximum permitted density shall be 53.3 dwelling units per acre, the maximum number of permissible dwelling units shall be 140 and the minimum number of required parking spaces shall be 140."

(See By-Law 1 : No. 9103)

CARRIED 9:6
Ald. Timmins Opposed

2. That Council does hereby certify that By-Law No. 9103, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Rezone 2.63 Acre parcel of land located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential)" is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 1A have been approved.

CARRIED

REPORTS (cont'd)

Report No. 97 - Planning Board (cont'd)

3. WHEREAS Mrs. V. Busk has applied to amend Zoning By-Law No. 8499 for the 0.4 acre parcel of land located at the north east corner of Indian Road and Princess Street from Zone A1 (One and Two Family) Residential to a Commercial zone in order to permit the establishment of a hairstyling salon; and

WHEREAS the proposed change would permit an undesirable commercial intrusion into a stable and cohesive residential area;

BE IT RESOLVED that this application (No. 1977-Z-157) not be approved.

CARRIED 11:4

4. WHEREAS on March 14, 1977, Development Control approval was granted to Allimore Corporation Limited, for the construction of a hotel at the corner of Brock and Ontario Streets, such approval being valid for six months; and

WHEREAS the applicant is not yet ready to begin construction and has requested that the Development Control approval be extended until October 20, 1977;

BE IT RESOLVED that approval of the revised plans and commencement of construction, granted to Allimore Corporation Limited for the construction of a hotel at the corner of Brock and Ontario Streets, be extended until October 20, 1977.

CARRIED 13:2
(Ald. French, Ald. Webb Opposed)

5. WHEREAS on October 19, 1976, Planning Board recommended and Council subsequently adopted a recommendation to the Cataraqui Region Conservation Authority that the City does not support channelization of the east branch of the Little Cataraqui Creek west of the CPR tracks; and

WHEREAS in 1974 and 1975 filling of the floodplain took place on the City owned triangle of land west of the CPR and north of Dalton Avenue and on the land now occupied by the Tricil Limited Transfer Facility; and

WHEREAS the Transportation Committee on August 31, 1977 recommended that the Conservation Authority be notified that their report on the east branch be revised to exclude the 8.2 acre parcel of City owned land; and

WHEREAS it is desirable that the development of these two areas be completed;

BE IT RESOLVED that the Planning Board's recommendation of October 19,1976 be amended to exclude the City owned property west of and adjacent to the CPR tracks and north of Dalton Avenue and the Tricil Limited property between the CNR tracks on the south and the north boundary of the North End Trunk Sewer easement on the north.

CARRIED

REPORTS (cont'd)

Report No. 97 - Planning Board (cont'd)

6. WHEREAS the Minister of Housing has requested that the City comment upon the proposed Amendment No. 11 to the Official Plan of the Township of Pittsburgh; and

WHEREAS this Amendment includes a provision deleting from such Official Plan an alternative crossing of the Great Cataraqui River for the proposed East-West expressway;

BE IT RESOLVED that the Minister of Housing be informed the City does not concur with the deletion of the proposed alternative crossing of the Great Cataraqui River for the proposed East-West Expressway from the Official Plan of the Township of Pittsburgh as proposed in Amendment No.11 to such Official Plan; and

FURTHER THAT it has not been possible for a complete study of the project to be made as no matching funds have been provided by the Province of Ontario for this purpose.

CARRIED

7. That the following resolution of the Corporation of the City of Cambridge be endorsed:

> *"WHEREAS this Council has approved participation in the Ontario Home Renewal Program since 1974, and*
>
> *WHEREAS we are aware of the benefits of this program to property owners and our municipality; and*
>
> *WHEREAS the municipalities require a longer term commitment to this program by the Province.*
>
> *WE THEREFORE recommend to The Honourable John Rhodes, Minister of Housing that:*
>
> *a) The Ontario Home Renewal Program be continued for a period not less than 3 years;*
>
> *b) The funding be increased;*
>
> *c) It is mandatory that future participation in the program require adoption of a property maintenance and occupancy by-law.*

CARRIED

Respectfully submitted,

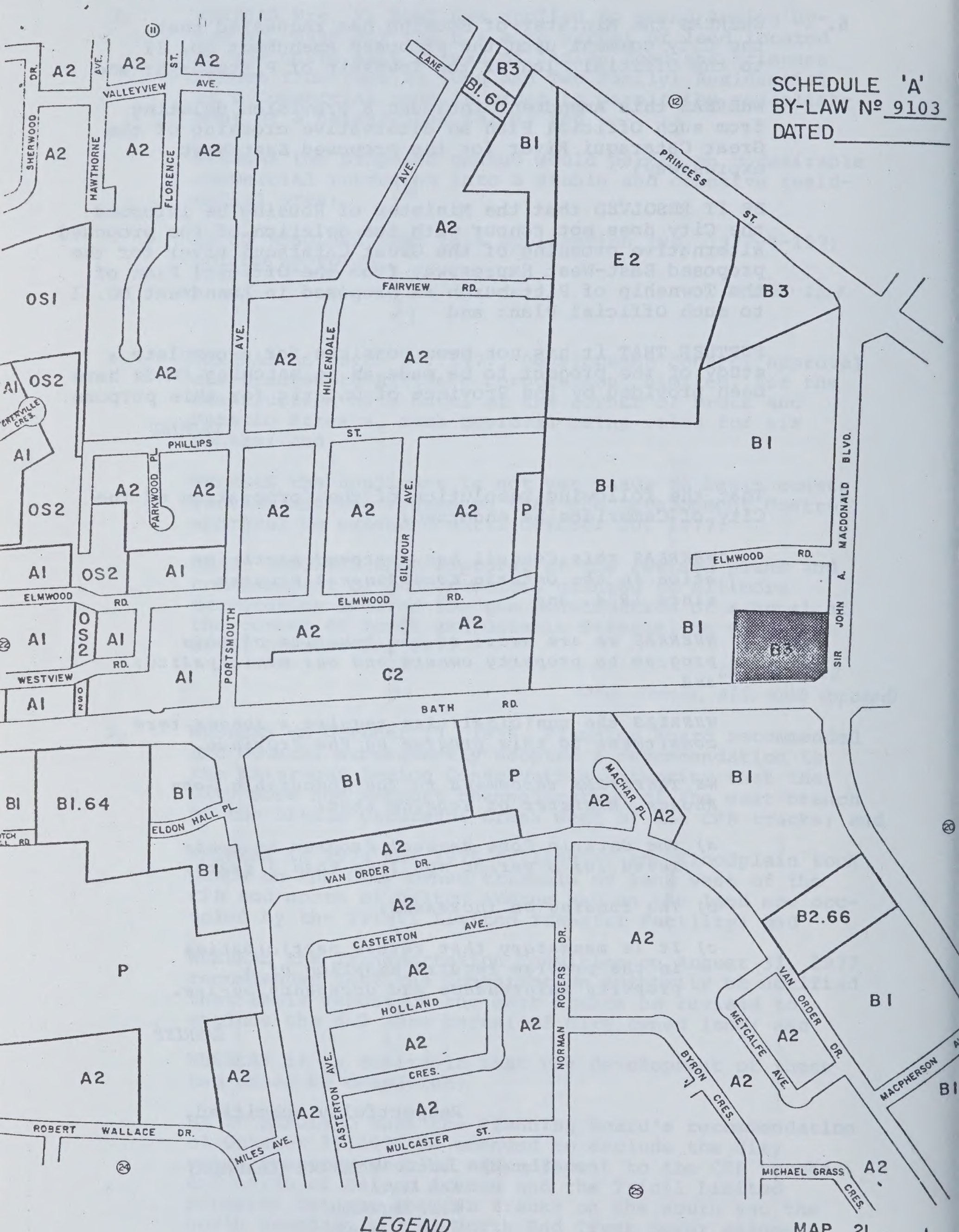
(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
K.W. Matthews
John Clements
Grant Timmins

* * *

REPORTS (cont'd)

Report No. 97 - Planning Board (cont'd)

SCHEDULE 'A'
BY-LAW Nº 9103
DATED



A2
VALLEYVIEW AVE.
SHERWOOD DR.
HAWTHORNE AVE.
FLORENCE ST.
LANE
B3
BI. 60
BI
PRINCESS ST.
E2
B3
FAIRVIEW RD.
OSI
OS2
AI
GRENVILLE CRES.
HILLENDALE AVE.
PHILLIPS ST.
PARKWOOD PL.
GILMOUR AVE.
P
BI
ELMWOOD RD.
SIR JOHN A. MACDONALD BLVD.
WESTVIEW RD.
PORTSMOUTH AVE.
C2
BATH RD.
BI.64
ELDON HALL PL.
MACHAR PL.
VAN ORDER DR.
CASTERTON AVE.
HOLLAND CRES.
ROGERS DR.
NORMAN ROGERS DR.
B2.66
METCALFE AVE.
BYRON CRES.
MACPHERSON AVE.
MICHAEL GRASS CRES.
ROBERT WALLACE DR.
MILES AVE.
MULCASTER ST.
(11)
(12)
(20)
(22)
(24)
(25)
MAP 21

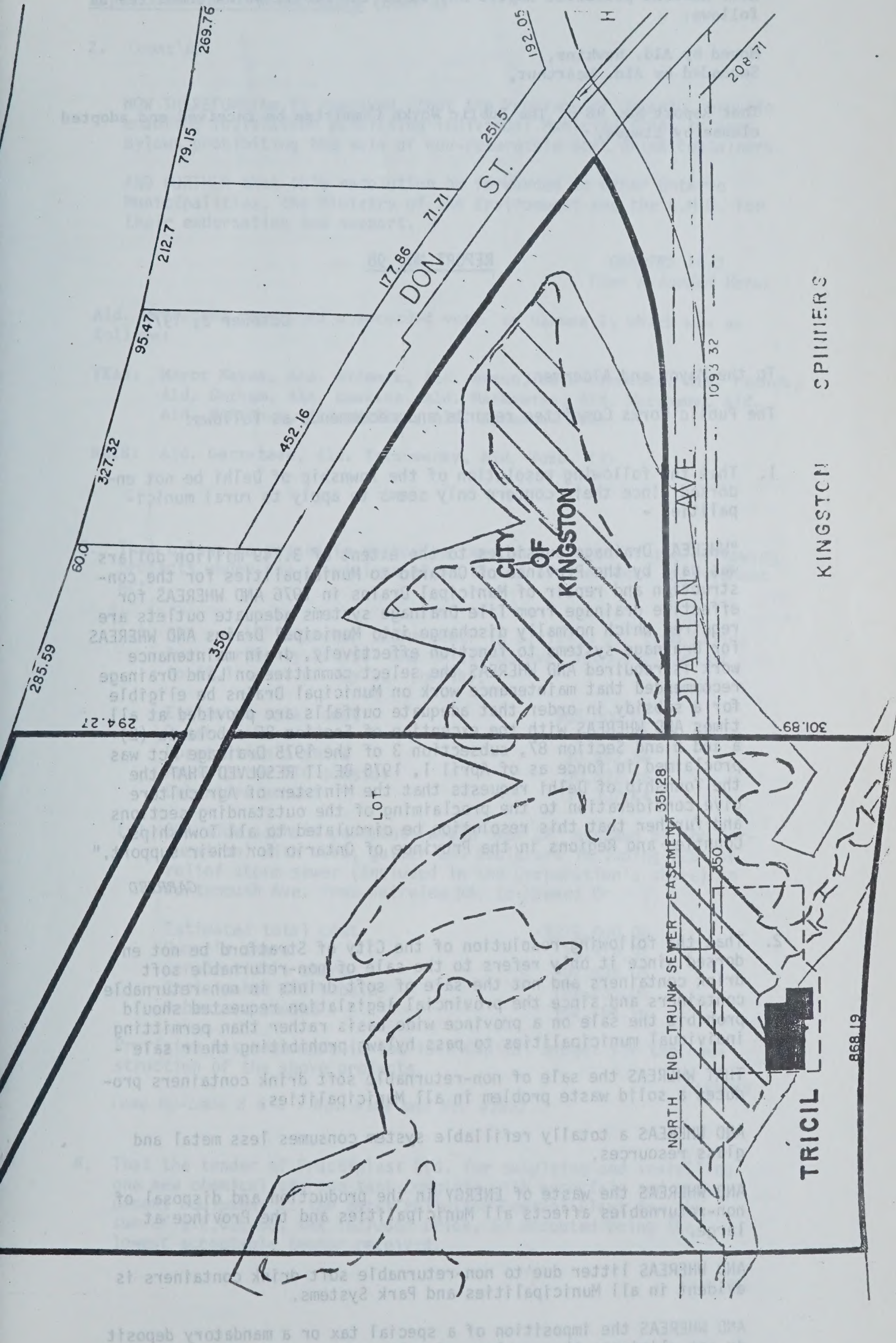
LEGEND

▨ PROPOSED ZONE CHANGE B3 TO B3 MODIFIED

BY-LAW Nº 8499
JULY 28, 1975
REVISED

REPORTS (cont'd)

Report No. 97 - Planning Board (cont'd)


269.76
192.05
208.71
H
79.15
251.5
ST.
71.71
212.7
177.86
DON
95.47
452.16
327.32
60.0
350
CITY OF KINGSTON
285.59
294.27
LOT
1093.32
DALTON AVE
301.89
351.28
NORTH END TRUNK SEWER EASEMENT
350
868.19
TRICIL
KINGSTON
SPINNERS

REPORTS (cont'd)

Ald. Hawkins presented Report No. 98 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 98 of The Public Works Committee be received and adopted clause by clause.

REPORT NO. 98

October 3, 1977

To the Mayor and Aldermen:

The Public Works Committee reports and recommends as follows:

1. That the following resolution of the Township of Delhi be not endorsed since their concern only seems to apply to rural municipalities -

   "WHEREAS Drainage subsidies to the extent of 3.749 million dollars was paid by the Province of Ontario to Municipalities for the construction and repair of Municipal Drains in 1976 AND WHEREAS for effective drainage from Tile Drainage systems adequate outlets are required which normally discharge into Municipal Drains AND WHEREAS for Drainage systems to function effectively, drain maintenance work is required AND WHEREAS the select committee on Land Drainage recommended that maintenance work on Municipal Drains be eligible for a subsidy in order that adequate outfalls are provided at all times AND WHEREAS with the exception of Section 85 subclause (2) a and b and Section 87, subsection 3 of the 1975 Drainage Act was proclaimed in force as of April 1, 1976 BE IT RESOLVED THAT the the Township of Delhi requests that the Minister of Agriculture give consideration to the proclaiming of the outstanding sections and further that this resolution be circulated to all Townships, Counties and Regions in the Province of Ontario for their support."

   CARRIED

2. That the following resolution of the City of Stratford be not endorsed since it only refers to the sale of non-returnable soft drink containers and not the sale of soft drinks in non-returnable containers and since the provincial legislation requested should prohibit the sale on a province wide basis rather than permitting individual municipalities to pass bylaws prohibiting their sale -

   THAT WHEREAS the sale of non-returnable soft drink containers produces a solid waste problem in all Municipalities.

   AND WHEREAS a totally refillable system consumes less metal and glass resources.

   AND WHEREAS the waste of ENERGY in the production and disposal of non-returnables affects all Municipalities and the Province at large.

   AND WHEREAS litter due to non-returnable soft drink containers is evident in all Municipalities and Park Systems.

   AND WHEREAS the imposition of a special tax or a mandatory deposit do not eliminate the problems of solid and energy waste.

REPORTS (cont'd)

Report No. 98 - Public Works (cont'd)

2. (cont'd)

NOW THEREFORE be it resolved, that the Province of Ontario, provide enabling legislation permitting individual Municipalities to pass Bylaws prohibiting the sale of non-returnable soft drink containers.

AND FURTHER that this resolution be forwarded to other Ontario Municipalities, the Ministry of the Environment and the A.M.O. for their endorsation and support.

CARRIED 12:3
(See Recorded Vote)

Ald. Gerretsen requested a recorded vote on Clause 2, which was as follows:

YEAS: Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Ald. McArthur, Ald. Miller, Ald. Timmins. (12)

NAYS: Ald. Gerretsen, Ald. Tarnowecky, Ald. Webb. (3)

3. That bylaws be passed to authorize the construction of the following projects under the provisions of Section 7 of The Local Improvement Act -

(a) 21" and 18" diameter storm sewer in Division St. from Elliot Ave. northerly 306.95' and in Elliot Ave. from Division St. to 49.1' east of Day St. (north).

Estimated total cost	$65,000.00
Owner's share	3,614.88
Corporation's share	30,692.56
Anticipated MTC subsidy	30,692.56
Debenture amount	34,307.44

(b) 32' wide asphalt pavement (width over 28' assumed by the Corporation) with curb, gutter and boulevard including 725' of relief storm sewer (included in the Corporation's share) in Portsmouth Ave. from Fairview Rd. to Howard Cr.

Estimated total cost	$225,000.00
Owner's share	19,329.91
Corporation's share	102,835.05
Anticipated MTC subsidy	102,835.05
Debenture amount	122,164.96

Provision has been made in the 1977 Capital Budget for the construction of the above projects.

CARRIED

(see By-Laws 2 & 3 : No. 9104 and No. 9105)

4. That the tender of Practiplast Ltd. for supplying and installing one new chemical storage tank complete with associate and component equipment at the Water Pollution Control Plant for the sum of $12,626.00, tax included price, be accepted being the lowest acceptable tender received.

CARRIED

REPORTS (cont'd)

Report No. 98 - Public Works (cont'd)

5. That the culverts installed under the CNR track at mile 0.43 Alcan Spur Headblock mile 174.17 Kingston Subdivision and under the CPR tracks at mile 100.55 Kingston Subdivision by L.M. Welter Ltd. for Dacon Corporation to accommodate the drainage from the Wycliffe Subdivision, be accepted for future maintenance by the City of Kingston, subject to the Developer paying all outstanding accounts and provision of a guaranteed maintenance bond.

CARRIED

Respectfully submitted,

(Signed) *J. Hawkins* (Chairman)
Neil McArthur
G. Allmark
B.E. Breen
M.B. Gorham

* * *

Ald. Matthews presented Report No. 99 of the Parks & Recreation Committee as follows:

Moved by Ald. Matthews,
Seconded by Ald. Gorham,

That Report No. 99 of the Parks & Recreation Committee be received and adopted clause by clause.

Report No.99

September 29, 1977

To the Mayor and Aldermen:

The Parks and Recreation Committee reports and recommends as follows -

1. That the account of Kingston Plumbing and Heating Co Ltd., in the amount of $1006.54, for supplying and installing a condensate tank and renewing the pipes around the boiler at the Ontario Street Pump House, be paid.

CARRIED

2. That the quotation of Portsmouth Marine Store Ltd., in the amount of $7273.35, to remove, renovate, store and refloat in Confederation Basin in May 1978 fifty-six dock sections presently installed in Confederation Basin, be accepted being the lowest quotation received.

CARRIED

REPORTS (cont'd)

Report No. 99 - Parks & Recreation (cont'd)

Respectfully submitted,

(Signed) Ken Matthews (Chairman)
M.B. Gorham
G. Allmark
T.D. French
Grant Timmins

* * *

Ald. Gerretsen presented Report No. 100 of The Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Report No. 100 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 100

October 6, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

Ald. Tarnowecky declared a conflict of interest in Clause 1 since he acts as Solicitor for Donco Printers.

1. That a full page advertisement be authorized to be placed in *"Kingston 78"* to be published by Donco Quality Printers & Copiers at a cost of $750.00, on the understanding that the Kingston Tourist & Visitors' Bureau, will provide the wording for the advertisement.

- and -

That the following budget appropriation amendment be approved:

	Increase	Decrease
FINANCE COMMITTEE		
OTHER		
- Miscellaneous - (Advertising)	$750.	-
- Contingencies	-	$750.

CARRIED 13:1
(Ald. Breen Opposed)
(Ald. Tarnowecky Abstained)

REPORTS (cont'd)

Report No. 100 - Finance & Accounts (cont'd)

2. That, as recommended by Lily Inglis & Wilfred Sorensen, Associated Architects for the Kingston Public Library, and as approved by the Kingston Public Library Board, Contemplated Change Order No. 20 for the following items for the construction of the new public library in the net amount of $6,188.34. to be charged to the Contract Contingency Fund in the Contract with M. Sullivan & Son Limited be approved:

		ADD	DEDUCT
(1)	Additional electrical work to Elevator Service Disconnect as requested by the Department of Labour.	200.55	-
(2)	Glass and wind screen to close off opening on 3rd floor, between Technical Services and Bishop's House, as per drawing No. W17.2 (oak to match other similar screens in building for natural finish).	2,830.69	-
(3)	Base to large meeting room to be painted epoxy on the brick walls and wood or plastered walls instead of carpetting.	363.46	-
(4)	Interior treatment of Bagot St. Door Bishop's House including seat as per drawing No. WB2.5R.	1,377.81	-
(5)	Delete two soap dispensers	-	75.00
(6)	Various small items of additional electrical work. (Some work as required by Ont. Hydro or Ministry of Labour and some work to provide more convenient location of fixture or greater accessibility of fixture.)	533.40	-
(7)	City crest over main doorway	949.15	-
(8)	Saving for manual hardware to entrance doors 2,5 & 6 390.00 + Add for transformer to automatic hardware 79.00 - Add for extra over allowance for Bish.Hse. Chandeliers 78.83 + Saving	-	232.17
(9)	Supply and install exhaust fan elevator Machine Room. (Mechanical work.)	240.45	-
		$6,495.51	$307.17
	NET ADDED TOTAL	$6,188.34	

CARRIED

REPORTS (cont'd)

Report No. 100 - Finance & Accounts (cont'd)

3. That, as recommended by the Kingston Public Library Board, the payment of Certificate No. 12 from M. Sullivan & Son Ltd., for $85,605 for construction of new public library and invoices Nos. 26, 27 and 28 from Lily Inglis and Wilfred Sorensen, Associated Architects for the Kingston Public Library, in the total amount of $5,196.26 be authorized.

(Note: Invoice # 26	*On account Architects fees for Construction of new Library & Renovations of Bishop's House*	-	*$1,611.14*
Invoice # 27	*On account Architectural service re carpet in new library*	-	*$1,485.12*
Invoice # 28	*On account Architectural service re furniture & equipment*	-	*$2,100.00)*

CARRIED

4. That, as recommended by the Clerk-Comptroller, the account of Murray W. Rielly, Solicitor for Mr. & Mrs. Cousins, former owners of 59-61 Bay Street, in the amount of $362.75 (Fee $350 + Disbursements $12.75) be authorized for payment to be charged to the N.I.P. appropriation.

CARRIED

5. That 2 new "Selectric II" I.B.M. Typewriters, with variable pitch, express back-space and correcting ribbon, be authorized to be purchased for use by the Clerk-Comptroller's Department to replace a 1968 typewriter and a 1973 typewriter.

- and -

That the following budget appropriation amendment to provide the funds be approved:

	INCREASE	DECREASE
FINANCE		
GENERAL ADMINISTRATION		
- Purchase of new equipment (2 typewriters)	$1,862.	-
- Salaries & Allowances	-	$1,862.

CARRIED

6. That, as recommended by the Kingston Public Library Board, the tender of The Robert Simpson Co. Ltd. in the amount of $114,066.50 for furniture and equipment for the new central public library, being the lowest tender, be accepted, it being understood that the Library Board reserves the right:

   a) to alter quantities, as budget restrictions may necessitate, without altering the unit prices for any specified item in the tender; and

   b) to use any of the alternative items with relative prices listed in the tender price, the contract not to exceed the sum of $114,066.50.

CARRIED

REPORTS (cont'd)

Report No. 100 - Finance & Accounts (cont'd)

7. That, as recommended by the Public Works Committee, a by-law be presented to Council to authorize the reconstruction of the pavements on the following streets as a charge to the General Rate:

STREET	TOTAL COST	DEBENTURE AMOUNT
Rideau St. from Charles to 80 ft. north of Cataraqui St. including intersection improvement.	$38,400.	$19,200.
William St. from Bagot to Sydenham St.	20,300.	10,300.
Sir John A. Macdonald Blvd. from Johnson to Norman Rogers Drive (resurfacing)	10,600.	5,400.
TOTAL:	$69,300.	$34,900.

- and -

That the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

GENERAL RATE PROJECTS	INCREASE	DECREASE
RECONSTRUCTION OF ROADS		
- Miscellaneous *(Increases appropriation to $34,900.)*	$4,900.	-
LOCAL IMPROVEMENTS		
STORM SEWERS		
- Division St. - Eliot N. to East *(leaves balance of $14,100.)*	-	$4,900.

(See By-Law 4 : No. 9106) *CARRIED*

Ald. Hawkins declared a conflict of interest in Clause 8 since his wife od employed as a Homemaker by the City.

8. That, as recommended by the Negotiating Committee, the car allowances for the following employees be revised as follows:

a) Effective July 1, 1977:

Fire Department:	
Deputy Fire Chief	$645.70 per annum
Training Officer	645.70 per annum
Inspectors (2)	112.20 per month
Social Services Department:	
Homemakers (3)	$4.62 per day
Rideaucrest:	
Administrator	$50.00 per month
Assistant Administrator	25.00 per month
Social Worker	60.00 per month
Transportation Committee	
Industrial Commissioner	$114.17 per month

REPORTS (cont'd)

Report No. 100 - Finance & Accounts (cont'd)

8. (cont'd)

b) Effective November 1, 1977:

Planning Department:

Director of Planning Deputy Planning Officer Planner II	mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.

- and -

That the following budget appropriation amendment be approved:

	Increase	Decrease
FIRE DEPARTMENT		
FIXED CHARGES		
- Car Allowances	$181.	-
SUPPLIES		
- Cleaning & Toilet Supplies	-	$181.
SOCIAL SERVICES		
GENERAL ASSISTANCE		
- Car Allowances	$156.	-
SUPPLEMENTARY AID		
- Funerals *(Leaves $3,787 in appropriation)*	-	$156.
RIDEAUCREST		
GENERAL ADMINISTRATION		
- Other (Car Allowance)	$410.	-
- Purchased Services	-	$410.
INDUSTRIAL COMMISSION		
COMMERCIAL & INDUSTRIAL DEVELOPMENT		
- Car Allowance	$109.	-
- Temporary Help	-	$109.

CARRIED 14:0
(Ald. Hawkins Abstained)

9. That no action be taken on the recommendation of the Transportation Committee to expropriate the property on the north-west corner of Brock and Ontario Streets, known as *City Hall Square Parking Lot*, to allow the construction of a parking garage with an ultimate capacity of 500 parking spaces.

CARRIED 9:6
(See Recorded Vote)

Ald. French requested a recorded vote on Clause 9, which was as follows:

YEAS: Mayor Keyes, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Webb. (9)

NAYS: Ald. Allmark, Ald. Breen, Ald. Clements, Ald. Gerretsen, Ald. Miller, Ald. Tarnowecky. (6)

REPORTS (cont'd)

Report No. 100 - Finance & Accounts (cont'd)

Respectfully submitted,

(Signed) *Ken Keyes* (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

UNFINISHED BUSINESS

Ald. Mackenzie said that she had been listening to phrases of "negativism" at tonight's meeting. She said that the City is presently in a developing state, not a negative one.

She said that City Council is not dragging its heels concerning proposed developments in the City, it is the developers who are presently holding up their own projects. She said that development control procedures were presently being studied by the Planning Board in order to streamline them.

She said that Kingston appears to have a bad reputation, that it is anti-development. She said that this is wrong as Kingston's Council is in favour of good development and will cooperate with proposals of merit.

Ald. Mackenzie said that groups within the City had been invited to respond to the Central Business District Study but that no response had been received. She said that apparently Kingston is a status quo town. She said that community input was being requested by the Central Business District Study Group and that they hoped to have their report completed by the end of 1977.

Ald. Mackenzie said that she was disturbed by statements in the news media to the effect that the City Council had picked a site for the O.H.I.P. Headquarters Building in Kingston. She said that this was a wrong statement; that Council had not made such a decision; and that Council's action had been to request the Provincial Government to establish the O.H.I.P. building on a vacant site or on one that required a minimum of demolition in the down town area of the City.

Mayor Keyes reaffirmed that the City Council had passed a resolution only requesting that the O.H.I.P. building be in the central business district and preferably on vacant land or a site requiring a minimum of demolition and that no statement had been made by City Council concerning the exact site of the O.H.I.P. building.

Ald. Webb reported that the Health Unit Budget was being re-allocated because of population fluctuations in the area being served by the Health Unit; that the population of the City now represents only 50% of the persons served; and that the Township of Kingston now represents 44%. He said that this would result in a $44,000 saving to the City.

Ald. Webb said that plans for an expansion of the Health Unit Building would shortly be received by the City of Kingston.

Ald. Webb said that he concurred with the remarks of Ald. Mackenzie in that Council does not take a negative stand in this City. He said however, that a recent applicant required a three to five acre site for a sales firm but found that re-zoning would be required in the Industrial Park and therefore he went to the Township instead.

Ald. Webb said that he had not received any answers to his question at the last meeting of Council concerning the disposition of metal picked up during the spring clean up. He said there are no record of any weigh bills and no record of any money being paid to the City. He said that it was possible that the picking up of the metal might have been profitable to the City.

UNFINISHED BUSINESS (cont'd)

In answer to a question from Mayor Keyes, Ald. Hawkins replied that the matter had been considered by the Works Committee and that there was a further report on the Agenda for the next meeting of the Committee. He suggested that Ald. Webb come to the Works Committee Meeting next week if he had any further information which was not covered in the reports from the Commissioner of Works.

Ald. Webb said that he had no further information and that he was merely inquiring into the matter.

Ald. Gerretsen said that he wished to reiterate his remarks concerning the acquisition of the City Hall Square Parking Lot in that he believed it should be acquired now because in five years or more the cost will be double to the City.

Ald. Gerretsen said that the Transportation Committee Meeting would be held at 5 p.m. on October 12, instead of 5.30 p.m.

Ald. Gerretsen said that it was possible one could obtain a re-zoning faster in the Township of Kingston than in the City of Kingston and that he did agree there must be a better and quicker way for City Council to process development control applications.

Ald. Gerretsen said that fill was being dumped at Bell Island to "replace natural erosion" and he asked what authority had been given for this action since he believed that it should have come from Council.

Ald. McArthur said that he had heard of Kingston's negative attitude when he was in Belleville. He asked why Kingston cannot serve industry. He said that Belleville and Cornwall had recently obtained new industries. He asked whether or not Kingston had land available or was the problem that people do not like Kingston's red tape. He asked why industries are going to Belleville, Brockville and Peterborough instead of Kingston.

Ald. McArthur said that he believed the names of the potential applicants for land in the City should be released to the Transportation Committee by the Industrial Commissioner in order that other groups interested in the relocation of the applicants to Kingston could make their support known.

Ald. McArthur suggested that possibly the Mayor of the City should hold the position of Industrial Commissioner since he would be able to tell applicants what can or cannot be done for them and they would not have to wait for a number of months until the applications had gone through all of the Committees.

Mayor Keyes said that he had recently been to Cobourg at the opening of their new "Victoria Hall" which had been refurbished under the Ontario Heritage Programme.

Mayor Keyes said that he had also recently been to the opening of the Belleville Sportsplex which has two olympic size ice surfaces but no provision for a swimming pool.

Mayor Keyes said that he had visited the Industrial Park in Belleville and by comparison the City of Kingston needs to look at its maintenance standards in order that the weeds would be removed; the grass would be neatly mowed; and the properties be landscaped. He also noted that in Belleville they had had good land to work on with a rock base and it is kept in a well landscaped manner, while the City has a swampy industrial park. Mayor Keyes also noted that Belleville is presently annexing a portion of the nearby Township for industrial purposes.

Mayor Keyes suggested that a programme of new road signs and landscaping etc. be prepared for the City's industrial park together with a plan of land fill required for the present private land in the industrial park so that when fill becomes available it can be utilized by the owners of land in the industrial park quickly.

UNFINISHED BUSINESS (cont'd)

Mayor Keyes noted also that the type of land that a municipality has helps with the resulting industrial park as for example in Kingston Township.

Ald. Matthews suggested that questionnaires be sent to firms that had located in the Township instead of in the City to find out why they had located there instead of here.

Mayor Keyes said that the main reason was because the City of Kingston does not have a large acreage available in the Industrial Park.

Ald. Hawkins withdrew from the meeting.

BY-LAWS

Council consented to the addition of By-Laws 11 and 12 for presentation to Council.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. McArthur,

That By-Laws 1 to 5 plus 12 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 5 its third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Laws 5 to 11 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 2.63 Acre Parcel of Land Located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9103)
Clause 1, Report No. 97, 1977

(2) A By-Law to Authorize the Construction of a Storm Sewer in Division Street from Elliot Avenue Northerly 306.95 Feet and in Elliot Avenue from Division Street to 49.1 Feet East of Day Street (North) Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9104)
Clause 3(a), Report No. 98, 1977

BY-LAWS (cont'd)

(3) A By-Law to Authorize the Construction of a 32 Foot Wide Pavement, With Curb, Gutter and Boulevard, Including 725 Feet of Relief Storm Sewer, in Portsmouth Avenue from Fairview Road to Howard Crescent Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9105)
Clause 3(b), Report No. 98, 1977

(4A) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO.9106A)
Clause 7, Report No. 100, 1977

(4B) A By-Law to Authorize the Construction of an Asphalt Overlay on Sir. John A. Macdonald Boulevard from Johnson Street to Norman Rogers Drive (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9106B)
Clause 7, Report No. 100, 1977

(5) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on October 11, 1977.

(THREE READINGS) (PROPOSED NO. 9107)
City Council Meeting No. 26

(6) A By-Law to Dedicate Certain One Foot Reserves as Public Highway and Parts of Conacher Drive, Sutherland Drive and Folger Street.

(THIRD READING) (PROPOSED NO. 7930)
Clause 4(b), Report No. 29, 1974

(7) A By-Law to Dedicate Certain One Foot Reserves as Public Highways and Parts of Old Quarry Road and Aberfoyle Road.

(THIRD READING) (PROPOSED NO. 8405)
Clause 5, Report No. 47, 1975.

(8) A By-Law to Dedicate Certain One Foot Reserves as Public Highways and Parts of Esdon Street, Sheppard Street, Virginia Street and Guthrie Drive.

(THIRD READING) (PROPOSED NO. 8429)
Clause 8, Report No. 53, 1975

(9) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 4, Report No. 92).

(THIRD READING) (PROPOSED NO. 9094)
Clause 4, Report No. 92, 1977.

BY-LAWS (cont'd)

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 4, Report No. 92).

(THIRD READING) (PROPOSED NO. 9095)
Clause 4, Report No. 92, 1977.

(11) A By-Law to Authorize the Reconstruction of a Concrete Sidewalk on the East Side of Ontario Street from Princess Street Southerly 193 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition).

(THIRD READING) (PROPOSED NO. 9078)
Clause 6, Report No. 82, 1977

(12) A By-Law to Rezone the 0.67 Acre Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary from B.1.110 (Multiple Family) Residential to C2 Commercial.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9087A)
Item 6, Clause 77-601, Meeting No. 36 of Finance and Accounts Committee.

MOTIONS

(1) Moved by Ald. French,
Seconded by Ald. McArthur,

That Council reconsider the opening of Bagot Street between Barrie and West Street.

LOST 9:5
(See Recorded Vote)

Ald. French requested a recorded vote on Motion 1, which was as follows:

YEAS: Mayor Keyes, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Mackenzie, Ald. McArthur, Ald. Miller, Ald. Webb. (9).

NAYS: Ald. Allmark, Ald. Gerretsen, Ald. Matthews, Ald. Tarnowecky, Ald. Timmins. (5).

(Note: Pursuant to Rule 27 of By-Law No. 1, a vote of two-thirds of the members present was required.)

(2) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That the sympathy of Council be extended to the Family of the late Mrs. Edith Clark.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the Family of the late Mr. Robert Corrigan.

CARRIED

MOTIONS (cont'd)

(4) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Council do now adjourn.

CARRIED

Council adjourned at 10:33 p.m.

(L.S.)

(Signed) *T.J. McKibbin*,
Clerk-Comptroller

(Signed) *Ken Keyes*,
Mayor

Local Govt.

CITY COUNCIL MEETING NO. 27

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, October 24, 1977, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

Presentation by Mr. Jacques Bousquet to Mayor Ken Keyes of a Scroll of Thanks for assisting in Canadian Unity.

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 26, held October 11, 1977, be adopted as printed.

COMMUNICATIONS

To be Filed

(565) From the Ministry of Treasury Economics and Intergovernmental Affairs, *"Background"*, Issue No. 77/38, dated September 23, 1977.

(Copies have been distributed to members of Council).

(566) Copy of the Address by Mr. Jean-Robert Gauthier, M.P., Parliamentary Secretary to Minister of State for Urban Affairs, to Union of British Columbia Municipalities, Vernon, British Columbia, September 21, 1977.

(567) From the Canadian Council on Social Development, their Fifty-Seventh Annual Report, for the year 1977, entitled *"A Time of Change"*.

(568) From the International Joint Commission, Windsor, Ontario, the publication *Great Lakes "Focus"*, Dated September, 1977 on the subject of Water Quality.

Which Has Been Referred to The Planning Board

(569) From the Minister of Housing stating that, due to the importance and complexity of the Report of the Planning Act Review Committee, an increasing number of requests to extend the deadline have been received and it is necessary to extend the deadline for response to December 31, 1977.

As a result of this extension, the new legislation, scheduled for introduction in the Fall of 1978, will now be introduced in the Spring of 1979.

COMMUNICATIONS (cont'd)

To be Referred to the Finance and Accounts Committee

(570) From the Town of Dundas requesting that the City of Kingston endorse their following resolution:

> *"WHEREAS the Postal Service in Canada is unsatisfactory, AND citizens of this municipality have individually complained about the Postal Service, with little or no result,*
>
> *AND FURTHERMORE, the present collective agreement between the Federal Government and the Postal Workers does not take into consideration the THIRD and most important party to the agreement, that is, the public,*
>
> *WE THEREFORE recommend to the Honourable Postmaster General that:*
>
> *(a) Immediate steps be taken to remedy the present inefficient Postal Service.*
>
> *(b) All future collective bargaining negotiations include at least one member of the public to safeguard the interests of that Party."*

To be Referred to the Transportation Committee

(571) From the City of London requesting that the City of Kingston endorse their following resolution:

> *"THAT WHEREAS it would appear that there is general concern throughout the Province of Ontario about the rising use of motorbikes and the lack of uniform regulation of such and similar vehicles, attested to by the fact that the Association of Municipalities of Ontario at its 1977 Annual Conference adopted resolutions from Local Municipalities asking the Provincial Government to enact legislation that would establish effective and uniform province - wide controls over such vehicles;*
>
> *AND WHEREAS this concern can be substantiated in the City of London by the fact that continuous representations have been made over the past several years, and are still being made, to the Municipal Council by individual citizens and by ratepayers groups concerning the lack of regulation of these vehicles;*
>
> *AND WHEREAS not just the public, but also responsible users of such vehicles through their various organizations have expressed concern at the misuse of these vehicles by certain individuals;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario, the Honourable W.G. Davis and the Executive Council of Ontario be urged to give immediate attention to the creation and enactment of a Provincial Statute, or to the creation and enactment of an amendment to an existing Statue such as the "Highway Traffic Act", to provide for the uniform regulation, including the establishment of appropriate manufacturing standards relating to noise containment, of these vehicles, using the same general approach and philosophy in such legislation as that used in the formulation of the "Motorized Snow Vehicles Act, 1974", S.O., Ch. 113;*
>
> *AND FURTHER that the Government solicit the assistance of and input from responsible user/producer groups such as the Canadian Motorcycle Association, the Ontario Trail Council and the Motorcycle and Moped Industry Council when formulating this legislation."*

COMMUNICATIONS (cont'd)

To be Referred to the Housing Sub-Committee

(572) Copy of Speaking Notes for Mr. T.V. Hession, President, Central Mortgage and Housing Corporation, to The Conference Board in Canada, at Toronto on September 22, 1977.

To be Referred to the Finance and Accounts Committee

(573) Letter from Mr. L.H. Tepper, Q.C., Barrister re: Arbitration Hearings, Local 109, C.U.P.E. (Garbage Department Employees), and, Two Policy Grievances, Local 141, C.U.P.E. (Tax Department and Clerk's Department) - Preliminary Objections to Arbitrability, enclosing his account for fees in the amount of $693.75

(574) From the Honourable Keith Norton, Minister of Community and Social Services, notifying that he has received a request from the Children's Aid Society of the City of Kingston and County of Frontenac for a review by a Child Welfare Review Committee of the amount of the 1977 estimate of expenditures of the Society pursuant to section 11(2) of The Child Welfare Act, and that he has appointed Mr. Thomas G. Bastedo, as Chairman of the proposed Review Committee and has requested the Ontario Association of Children's Aid Societies to appoint a second member to the Committee.

He requests that the City of Kingston appoint a third member to the Review Committee, in consultation with the County of Frontenac and to advise him of the City's choice by the last day in October.

To be Filed

(575) Minutes of the Executive of the Cataraqui Region Conservation Authority, held on October 12, 1977.

(576) A Report of the Little Cataraqui Creek Watershed Study Group, dated October 12, 1977.

(Copies have been distributed to Mayor Keyes, the Planning Department, the Mayor's Waterfront Committee and Aldermen's Lounge.)

(577) From Speal & Viner, Barristers & Solicitors for Beaufort Realties (1964) Inc. confirming that the provisions of Clause 17, Report No. 106, are acceptable by Beaufort Realties (1964) Inc.

(578) Statement of Accounts for S.M. Polson Estate, dated October, 1977, from The Permanent.

(579) From the Ministry of Treasury Economics and Intergovernmental Affairs, the second quarter update on the performance of the 1977 Ontario Budget entitled "Ontario Finances".

COMMUNICATIONS (cont'd)

To be Referred to the Parks & Recreation Committee

(580) From the Cataraqui Region Conservation Authority requesting the City of Kingston to take over the West Street Boat Ramp.

PETITIONS

REPORTS

REPORT NO. 101

October 12th, 1977

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

1. That, notwithstanding the provisions of By-Law 10, the owner of 71 Rideau Street be granted an Encroachment Permit for a fence which encroaches approximately 9 feet onto the road allowance.

2. That, notwithstanding the provisions of By-Law 10, the owner of 71 Rideau Street be permitted to pave a portion of her property which encroaches onto City property by approximately 12 feet.

3. That no action be taken on a recommendation from the City of Windsor, Ontario, that the Municipal Act be amended to increase the fine payable on conviction of leaving keys in a motor vehicle.

   (Alderman Tarnowecky opposed)

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Byron Crescent become a Stop Street at the south intersection of Norman Rogers Drive.

   NOTE: At the present time, Byron Crescent is a Yield Street at this intersection.

5. That the account of Newman's Expert Tailors, in the amount of $1,196.53, for Parking Department uniforms, be approved for payment.

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 15 minute parking be established on the south side of King Street West, from 165 feet east of Mowat Avenue, easterly 42 feet.

   NOTE: At the present time, parking is permitted at all times.

7. That, notwithstanding the provisions of By-Law 10, the Downtown Business Association be permitted to erect a banner on Wellington Street at Princess Street, and on Bagot Street at Princess Street, from October 13th to 23rd, 1977, to promote "Oktoberfest"; and that the action of the Committee authorizing same, be ratified.

Respectfully Submitted,

Chairman

REPORT NO. 102

October 13, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That, effective October 1st 1977, the per diem rate for residential care at Rideaucrest Home be established at $18.49.

2. That the request of the Canadian Ski Patrol System for permission to hold a tag day on November 5th 1977 be approved.

3. That, as recommended by the Commissioner of Works, the appointment of Mr. Tom Lanos as a fence viewer pursuant to the provisions of the Line Fences Act, be ratified and confirmed, and By-Law No. 7756, "A By-Law to Appoint Fence Viewers Pursuant to the Provisions of the Line Fences Act" be amended accordingly.

   (Note: Mr. Lanos will replace Mr. C. Thompson who has resigned.)

4. That, as Local Union 221, United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, is not proposing to proceed with the construction of a new union hall on the north east corner of Hickson and Harvey Street, the following fees be refunded:

   Sewer Surcharge - $2,557.82.
   Building Permit Fee- $ 600.00. (less $60.00 to cover permit fee for checking the plans).
   Deposits - $ 500.00.

Respectfully submitted,

CHAIRMAN.

Report No.103

October 13, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the account of the Music Performance Trust Funds, in the amount of $2250.00, for three band concerts performed in City parks during 1977, be paid.

Note   Three band concerts were performed at no charge to the City for a total of six.

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be charged for Memorial Hall, Council Chambers and Committee Rooms - the Community Volunteer Bureau be permitted to use Memorial Hall at no charge on November 19, 1977, January 28, 1978 and April 22, 1978, for purpose of holding three Seminars, it being understodd that they will relinquish the use of the Hall if it is required by the City.

Respectfully submitted,

Chairman

Report No.104

October 17, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the Province of Ontario be petitioned for an interim payment of subsidy on expenditures made on roads during the period January 1, 1977 to September 30, 1977, in the amount of $377,848.95 for construction and $1,099,853.40 for maintenance for a total expenditure of $1,477,502.35, this being the amount on which 50% subsidy will be paid.

2. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of the Local Improvement Act -

a) 26' wide asphalt pavement with curb, gutter and boulevard on Valleyview Ave from Portsmouth Ave to Florence St

Total estimated cost	$17,793.75
Owners' share	5,196.14
City's share	6,298.81
Anticipated MTC subsidy	6,298.80
Debenture amount	11,494.95

b) Curb, gutter and boulevard on Division St from Elliot Ave to 60 ft north of Armadale Place

Total estimated cost	$12,500.00
Owners' share	2,463.10
City's share	5,018.45
Anticipated MTC subsidy	5,018.45
Debenture amount	7,481.55

c) 42" storm sewer in Concession St from Division St to 72 ft west of Alfred St and a 15" storm sewer in Alfred St from Concession St northerly 48 ft.

Total estimated cost	$198,000.00
Owners' share($3.00 fixed rate)	3,952.17
City's share	127,047.83
Anticipated MTC subsidy	67,000.00
Debenture amount	131,000.00

There are adequate funds in the Capital Budget for above projects.

........./2

3. That it is declared desirable that the construction of the following projects should be undertaken as local improvements and that by-laws be passed to authorize the work to be carried out under the provisions of Section 8 of the Local Improvement Act -

a) 32' wide asphalt pavement with curb, gutter and boulevard on Russell St from Montreal St to 95' east of Bagot St

Total estimated cost	$25,700.00
Owners' share	13,164.58
City's share	6,267.71
Anticipated MTC subsidy	6,267.71
Debenture amount	19,132.29

b) 8" watermain and service in Russell St from Montreal St to 5' east of Bagot St.

Total estimated cost	$24,440.00
Owners' share	17,842.21
City's share	6,597.79
Debenture amount	24,440.00

c) 4.5' wide concrete school sidewalk on east side of Portsmouth Ave from Fairview Rd northerly 1520.98'.

Total estimated cost	$22,550.00
Owners' share	6,698.93
City's share	15,851.07
Debenture amount	22,550.00

Note Project "C" is subject to the concurrence of the Transportation Committee.

Respectfully submitted,

Chairman

REPORT NO. 105

October 18, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Edifax Development Co. Ltd., for an industrial therapy workshop to be leased to the Ministry of Government Services, at 533 Montreal Street (rear), east side:

   Dwg. A-S - Site Plan - Dated September 1977

   Dwg. A-2 - Elevations - Dated August 12, 1977

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   a) that development be in accordance with the above listed plans;

   b) that all proposed parking areas and access routes be paved;

   c) that a landscaping plan subject to the approval of the City of Kingston be submitted and implemented within one year;

   d) that all exterior floodlighting and freestanding signs be subject to approval of the City as to location and design;

   e) that all exterior air conditioning units be subject to approval of the City of Kingston as to location and screening;

   f) that all roof drainage and surface drainage lying north and west of the proposed building, be directed to Montreal Street;

   g) that the applicant agree to accept the costs of paving of the existing Caton's Pasture parking spaces which lie within the portion of Russell Street which is to be opened east of Bagot Street as extended.

2. That the following plans, submitted by Kingston Terminal Properties Limited, for a two-storey office commercial building located on the south side of the Bath Road - Princess Street intersection, immediately east of the Plaza 16 - Cloverleaf Lanes property:

   Dwg. #1 - Site Plan - Dated September 29, 1977

   Dwg. #2 - First Floor Plan - Dated Sept. 29, 1977

   Dwg. #3 - Second Floor Plan - September 29, 1977

   Dwg. #0 - Perspective - September 29, 1977

2. (Cont'd)

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) *development shall be in accordance with the above listed plans;*

b) *the agreement shall apply to the applicant's entire property as shown on Drawing No. 1, listed above;*

c) *The agreement shall include a clause whereby the applicant recognizes that in taking the benefit of using existing parking to meet the parking requirements of By-Law 8499, the burden of both parcels becoming non-conforming with respect to parking regulations is accepted;*

d) *A connection to sanitary sewers should be made via the existing bowling alley building under a connection agreement;*

e) *Storm drainage shall be provided, including connection of existing catch basins on the site;*

f) *Roof drainage of the existing bowling alley shall be separated from sanitary sewers;*

g) *Installation and design of any exterior lighting shall be subject to the approval of the City;*

h) *Any free standing site identification signs shall be subject to the approval of the City;*

i) *All external air conditioning equipment shall be screened to the satisfaction of the City;*

j) *Installation of a new water service shall be required;*

k) *If in the opinion of the Public Utilities Commission, no suitable location for a pad mounted transformer is available, a transformer vault will be required;*

l) *Ground floor exterior material shall be brick veneer while the second floor shall have an exterior of Pebble Dash Acrylic Stucco;*

m) *A landscaping plan subject to approval of the City of Kingston shall be submitted and implemented within one year.*

3. WHEREAS on September 26, 1977 Council gave approval to a development agreement to be entered into with Benson Centre Limited, said agreement allowing for construction of a shopping plaza at the south-east corner of Division and Benson Streets; and

WHEREAS said property is subject to an existing agreement between the former owner, Walter A. Killoran, and the City of Kingston; and

WHEREAS Clause 2 of said agreement limits the site to "... only occupancy for a motel, restaurant, service station and accessory uses ...", which is now an inappropriate limitation;

3. (Cont'd)

BE IT RESOLVED that Clause 2 of the agreement dated October 15, 1963 between the City of Kingston and Walter A. Killoran be amended so that it will not apply to the 6.41 acre site now owned by Benson Centre Limited, at the south east corner of Division and Benson Streets.

4. WHEREAS a Federal allocation of $350,000.00 for 1977 has been approved for the Neighbourhood Improvement Program which provides for a total 1977 budget of $700,000.00; and

WHEREAS THE N.I.P. Citizens Committee have requested that first priority be given to construction of a cover for the Artillery Park swimming pool; and

WHEREAS the reduction of the allocation requested necessitates reconsideration of the other priorities in the N.I.P. 1977 budget;

BE IT RESOLVED that

a) $380,000.00 of the N.I.P. allocation be assigned for construction of the Artillery Park swimming pool cover;

b) that the N.I.P. Citizens Committee be requested to reconsider their recommended priorities for 1977; and

c) that a final decision on the 1977 program be deferred until the final costs of the pool cover are established.

5. That an account from Smith, Mill & Ross, Architects, for $1,036.00, in respect to attendance at Site Plan Committee meetings, for the period September, 1976 to September, 1977, be approved for payment.

6. That the following resolution of the City of Windsor be endorsed:

"WHEREAS the Provincial Legislature has enacted the Ontario Heritage Act to provide for the preservation of buildings of Historic and/or Architectural significance; and

WHEREAS many of the buildings of great Architectural and Historical significance are the property of the Provincial Government; and

WHEREAS the Provincial Government at present does not permit the designation of Provincially owned buildings under provisions of the Ontario Heritage Act;

6. (Cont'd)

THEREFORE BE IT RESOLVED that the Provincial Government extend the authority to designate buildings under the Ontario Heritage Act to include buildings or structures owned by the Province; and further, that a copy of this resolution be forwarded to the Association of Municipalities of Ontario and to other municipalities in Ontario for support."

Respectfully submitted,

CHAIRMAN

REPORT NO. 106

October 14, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. WHEREAS the Corporation of the City of Kingston has acquired approximately 22.86 acres of land in the valley of the Little Cataraqui Creek, being part of Farm Lots 16 and 17, Concession II, City of Kingston, at a cost of $150,000.00;

   AND WHEREAS The Cataraqui Region Conservation Authority has had, for several years, a plan for acquiring land in this marshland area to preserve it as valley lands of the Little Cataraqui Creek;

   AND WHEREAS the said 22.86 acres of land purchased by the City is located in the said valley in the vicinity of several acres of land already purchased by the Authority:

   THEREFORE the City offers to sell to the Authority the said 22.86 acres of land, more or less, at its cost of acquisition of $150,000.00, it being understood that the City agrees to pay to the Authority 40% of the cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space.

October 19, 1977.

2. That List of Accounts No. 9, dated September, 1977, in the amount of $8,567,417.42, for expenditures incurred under proper authorization, be approved.

   (Note: Copies of List of Accounts have been distributed to all members of Council on October 7, 1977.)

3. That, as recommended by the City Clerk-Comptroller and City Treasurer, the following budget transfers be approved:

REVENUE	INCREASE	DECREASE
Additional Assessments	-	$100,000.
Sewer Surcharge	-	4,080.
Universities & Colleges	$ 7,000.	-
Ontario Housing Corp.	13,624.	-
General Support Grant	6,005.	-
Resource Equalization Grant	108,777.	-
Assistance to Children - Juveniles	29,130.	-
Building Permits	-	23,000.
Interest on Advances	-	20,000.
Commutation of Local Improvements	22,905.	-
	$187,441.	$147,080.
Net Increase	$ 40,361.	

EXPENDITURES	
Finance - Discount Prepayment Cert.	$ 5,442.
- Legal Fees	3,000.
- Contingencies	31,919.
	$ 40,361.

4. That, as recommended by the City of Kingston Planning Board, no action be taken to consider the approval of the request of Mr. John L. Smith to construct a right-of-way from the Parkway to his lands in the Little Cataraqui Creek Area, south of Princess Street, until such time as a plan of Subdivision is submitted.

5. That the account of Hardtman & Martin, Barristers and Solicitors, in the amount of $1,291.25 (fee: $1,250 and disbursements: $41.25), being fees for representing the City of Kingston during 1976 and 1977 before the Conservation Review Board and subsequent appeals to the Divisional Court Panel of the Supreme Court of Ontario in the matter of designating the property of Berlin's Clothing Limited (S. & R. Building) as a historical building, is hereby authorized for payment, to be charged to the appropriation "Planning-Architectural Conservation".

6. That the application of B.R. Barrett on behalf of Stanley Jarzlo and Frank Bishop, Trustees of the lands on the north-east corner of Division Street and Highway 401, known as part of Farm Lot 8 and Part of Registered Plan 68, for a write-off of 1976 additional taxes in amount of $2,489.80 plus penalty of $398.38, resulting from an additional commercial assessment for 1976 for shopping centre which did not occur nor has not occurred to date, is hereby approved.

7. That:

(A) as requested by Black, Black, Pedlar & Atkinson, Solicitors for Mr. E.O. Henry, owner of 2 Orchard Street, the execution of an agreement with Central Covenants Limited to provide that their new first mortgage, Instrument No. 284219, as amended by Instruments No. 285680 and 284801, shall take precedence over the City's O.H.R.P. Lien (No. 272727) is hereby authorized, on the understanding that legal costs, registration costs, the appraisal, etc., will be assumed by the applicant, it being noted that an appraisal of the property has been received indicating that the first mortgage and the City's lien, together, represent less than 85% of the value of the property,

- and -

(B) as requested by Mr. Oliver G. Prevost, Solicitor for Robert L. Barnes, owner of 273 Macdonnell Street, subject to provision of an appraisal or letter of opinion by an appraiser chosen by the City indicating that the first mortgage, proposed new second mortgage and the City's O.H.R.P. Lien, together, represent less than 85% of the value of the property, an agreement be authorized to be executed with the second mortgagor to provide that the new second mortgage shall take precedence over the City's O.H.R.P. Lien (No. 291694), on the understanding that legal costs, registration costs, the appraisal, etc., will be assumed by the applicant.

8. That it be the general policy of The Corporation of the City of Kingston that agreements be authorized to be executed with recipients of O.H.R.P. Loans from the City of Kingston who obtain a new first or second mortgage subsequent to the registration of the City's O.H.R.P. Lien to provide that the new first or second mortgage will take precedence over the City's O.H.R.P. Lien on the following conditions:

8. (cont'd)

(A) That an appraisal or letter of opinion as to the value of the property is provided, at the owner's expense, by an appraiser of the City's choice;

(B) That the amount of the existing first or second mortgage, the amount of the new first or second mortgage and the amount of the City's O.H.R.P. Lien, together, is less than 85% of the appraised value of the land; and

(C) That the owner will be responsible for all legal costs, cost of appraisal, registration fees and any other costs.

9. That, as recommended by Dominik Polson Thompson Laframboise Mallette, Architects and Engineers, the tender of R.W. Martin Electric Limited in the amount of $3,753.00 for the supply and installation of an "Eves Ice Melting System" for the City's building at 329 Johnson Street be accepted being the lower tender.

Ald. Hawkins Opposed

10. That, as recommended by the Clerk-Comptroller and as concurred in by the City of Kingston Planning Board, Section 57(h) of By-Law No. 1 be amended by adding the following as Sub-section (1.1):

"(1.1) Sub-Division Agreements
Development Agreements
Development Control Agreements, and
Site Plan Agreements,

It being understood that the City of Kingston Planning Board will co-ordinate and recommend to Council recommendations from other Committees and Boards and the Technical Committee concerning servicing requirements."

11. That the offer of the Public Utilities Commission to sell to the City their triangular shaped parcel of land on the south side of Ontario Street, east of Princess Street and adjacent to the abandoned C.N.R. Right-of-Way, for the sum, requested in the interest of good public relations, of $1,715.00 (representing purchase price of $450.00 and amount of taxes paid by P.U.C. since 1955 of $1,265.00). is hereby accepted, on the understanding:

(A) if the City should at any time decide it does not need the property, it will be re-sold to the Commission for the sum of $1,715.00;

(B) that the Commission will retain an easement over the property for access to a meter set located on the west side of the lands; and

(C) that the City will be responsible for making any necessary legal arrangements and for all legal costs.

Ald. Hawkins Opposed

12. That, as recommended by the Public Works Committee:

(A) since the existing pavement on Queen Street from King to Bagot Street has deteriorated beyond the point of economical repair and additional pavement width is required and since the M.T.C. has recommended that pavement reconstruction and widening be initiated as they anticipate connecting link subsidy will be available in 1978, a by-law be presented to Council to authorize the following projects to be carried out as a charge to the General Rate:

1. reconstruction and widening of asphalt pavement on Queen Street from King to Bagot Street including 12", 21" and 24" diameter storm sewers,
2. 21", 24" and 36" diameter storm outlet sewer in Wellington Street from Queen to Barrack Street,
3. 8" diameter sanitary sewer in Wellington Street from 43 feet north of Queen Street to 64 feet north of Barrack Street.

	Road	Sewers	Total
Estimated Total Cost	$115,000.	$146,200.	$261,200.
Anticipated MTC Subsidy	86,250.	78,530.	164,780.
City's Share	28,750.	67,670.	96,420.
Debenture Amount			96,420.

- and -

(B) the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
Local Improvements		
- storm sewers - Queen Street, Bagot to King *(leaves balance of $20,580.)*	$29,420.	-
General Rate Projects		
- roads - Queen Street, Bagot to King *(new balance of $96,420.)*	-	$29,420.

13. That, as recommended by the Public Works Committee, since a TV survey has revealed that various lengths of storm and sanitary sewers in the Hillendale and Strathcona Park Areas should be replaced to stop some of the more serious sources of infiltration into the sanitary sewer system, a by-law be presented to Council to authorize the following projects to be carried out at a cost of $24,000. as a charge to the General Rate:

1. Replacement of structural defects in sanitary and storm sewers in:

   Mohawk Pl from Portsmouth Ave to Indian Rd
   Portsmouth Ave from Fairview Rd to Princess St
   Fairview Rd from Portsmouth Ave to east limit
   Hillendale Ave from Fairview Rd to Princess St
   Gilmour Ave from Elmwood St to Phillips St

2. Replacement of storm sewer in:

   McMahon Ave from Indian Rd to Strathcona Cr

(Note: Adequate debenture funds are available in the Capital Budget Quota.)

14. That, as recommended by the Public Works Committee, since the shoulder area of Elliot Avenue between Division and North Day Street has been a continual source of complaints as has been the shoulder area on Division Street between Elliot Avenue and Armadale Place, by-laws be presented to Council to authorize the following projects to be carried out as a charge to the General Rate:

1. reconstruction and widening of asphalt pavement on Division Street from Elliot Avenue to 60 feet north of Armadale Place including widening for a turning lane on Division Street, west side, from 140 feet south of Elliot Avenue to 280 feet southerly,

2. widening and upgrading of asphalt pavement on Elliot Avenue from Division Street to 465 feet easterly including reconstrucion of the sidewalk on the north side of Elliot Avenue from Division Street to 465 feet easterly.

	Division Street	Elliot Avenue
Estimated total cost	$80,500.	$43,000.
City's share	40,250.	21,500.
Anticipated MTC subsidy	40,250.	21,500.
Debenture amount (total)		61,750.

(Note: Adequate debenture funds are available in the Capital Budget Quota.)

15. That, as recommended by the Public Works Committee, in order to make a start on the following projects this year; provide for completion early in 1978; and take advantage of favourable tender prices, Contract 77/2W with Bennett Paving and Materials Limited be amended to include the following extra work:

Item #	Item	$ Cost
Old Quarry Road - Part XV		
166	Excavation 120 cy at $5	600.00
167	Granular A 160 T at $3.95	632.00
168	Asphalt M1 Mod 60 T at $16.70	1,002.00
169	Curb and gutter 165 lf at $4.10	676.50
170	Scarifying 400 sy at $0.50	200.00
171	Sodding 240 sy at $2.42	580.80
		$3,691.30
Parkway Storm Sewer - Part XVIA		
172	Mains 15", 252 lf at $25.57	6,443.64
173	CB runs 8", 84 lf at $14.80	1,243.20
174	CB runs 10", 132 lf at $15.35	2,026.20
175	Precast CB with frame grate 6 at $526	3,156.00
176	Excavate and shape ditch 130 lf at $3.30	429.00
177	Construct headwall 1 at $440	440.00
178	Backfill Type 1, 70 cy at $10.50	735.00
179	Fill conc. 1 cy at $78.95	78.95
180	Topsoil and sod, 220 sy at $1.42	312.40
	Extra work	1,000.00
		$15,864.39

15. (cont'd)

Parkway Road - Part XVIB

181	Excavation 3700 cy at $2,90	10,730.00
182	Granular B, 2500 T at $3.25	8,125.00
183	Granular A, 1950 T at $3.85	7,507.50
184	Base asphalt 510 T at $10.95	5,584.50
185	Top asphalt M5 260 T at $12.75	3,315.00
186	Water 45 M gal at $9.00	405.00
187	Calcium chloride 7 T at $124.00	868.00
188	Curb and gutter 2,600 lf at $4.10	10,660.00
189	Sidewalk 5,850 sf at $1.85	10,822.50
190	Asphalt sidewalk 65 lf at $4.70	305.50
191	Sodding boulevards 4,644 sf at $1.42	6,594.48
192	Asphalt driveways 22 T at $24.00	528.00
193	Remove guard rail 100% LS at $200.00	200.00
194	Water for sod 20 M gal at $18.00	360.00
		$66,005.48

(Note: The various items are at the applicable unit prices from the tender with the exception of the narrow excavation to widen Old Quarry Road which the Contractor has proposed to do for $5.00 per c.y. The estimated cost of each project based on these prices is within the estimate used for these projects.)

16. That, as recommended by the Public Works Committee, the following amendments to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
(A) Local Improvements		
- storm sewers - Kingscourt II *(leaves balance of $74,100.)*	$500.	-
- roads - new construction - Russell Street - Montreal to Bagot *(makes new balance of $19,500.)*	-	$500.

to provide sufficient debenture funds, in the amount of $19,432.29, for the construction of the pavement on Russell Street.

	Decrease	Increase
(B) Local Improvements		
- paving of macadam roads - Valleyview & Portsmouth Avenue *(leaves balance of $174,500.)*	$15,500.	-
- watermain - Russell Street - Montreal to Bagot *(makes new balance of $24,500.)*	-	$15,500.

to provide sufficient debenture funds, in the amount of $24,440. for the construction of the watermain in Russell Street.

(note: The Public Works Committee will be recommending to Council On October 24 that by-laws be passed to authorize the construction of the pavement and watermain in Russell Street under the provisions of Section 8 of the Local Improvement Act.)

17. That the purchase of the 31.2 acres of land, more or less, owned by Beaufort Realties (1964) Inc. on the following conditions is hereby approved:

A. That Beaufort Realties (1964) Inc. agrees:

(1) to sell to the City, for the sum of $500,000.00, the approximately 31.2 acres of land lying 300 feet north of Bath Road, and being part of Lots 15 and 16, Concession 2, City of Kingston.

(2) That, when the 300 ft. strip of land fronting on the Bath Road that the Company is retaining has been zoned C2 Commercial, it will be developed in conformity with the provisions of City of Kingston By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", and By-Law No. 9087A, "A By-Law to Rezone the 0.67 Acre Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary Road from B.1.110 (Multiple Family) Residential to C2 (Commercial)."

(3) That the Company will pay the normal sewer surcharge of $0.17 per square foot that is levied on new commercial buildings when building permits are applied for on the commercial development.

(4) That the Company will pay to the City all sewer connection charges at the time of application for any building permits that are required under By-Law No. 14 for connection to a City sewer.

(5) That a right-of-way, 40 feet wide, will be provided from the lands located north of the commercial strip to the Bath Road, it being understood that the location of this right-of-way will be determined when a development control application is received for the commercial property.

(6) That the Company will construct, at its own expense, the following services:

(i) a pavement developed to City standards as an extension of Queen Mary Road from the Bath Road for 180 feet, with

a) curbs
b) gutters
c) boulevards
d) street lighting
e) catch basins
f) sidewalk on the west side of Queen Mary Road, and
g) pavement to be 40 feet wide from the Bath Road northerly 180 feet, plus full channelized entrance/exit, it being understood that in the construction of this pavement, the present base may be used.

(ii) a sidewalk along the north side of the Bath Road for the entire length of the property.

(iii) a temporary right turn entrance/exit from the Bath Road, the location of which is to be determined when a development control application is received for the commercial property, on the understanding that when the commercial area is completely developed, there will be a right turn entrance/exit to the property at the west of the property, and that if the temporary right turn entrance is to be made permanent, or other right turn entrances or exits are to be permitted, the City will require acceleration and deceleration lanes.

17. A. (Cont'd)

(7) That the entrance to the Company's property off Queen Mary Road will be 145 feet north of Bath Road.

B. That the City agrees:

(1) That the City will authorize the Company to make connections to the City's North End Trunk Sewer in accordance with City of Kingston By-Law No. 14.

(2) That the City will be responsible for obtaining the necessary severance and will obtain the lifting of the existing 1 foot reserve along the commercial strip to permit sewer service hook-up and the entrance and exit to the commercial parcel, and the construction of services referred to in Section A(6)(i) above.

(3) That the City will zone the parcel of land lying south of the said 31.2 acres (frontage along the Bath Road 721 feet and a depth of 300 feet) as C2 Commercial.

(4) That the City will finance the construction of the services referred to in Section A(6) above, other than temporary entrances and accesses on the Bath Road, and other than acceleration and deceleration lanes, over a 10 year period, provided that the owner files a petition with the City wherein he agrees to assume 100% of the actual cost of the construction plus normal interest charges incurred by the City in financing the work.

(5) The City agrees to pay the Company interest at the rate of 8% on the purchase price, and realty taxes will be adjusted, from September 16, 1977.

(6) The City will complete the transaction by December 31, 1977.

C. That both parties agree:

(1) That the parties will enter into a formal agreement concerning the foregoing conditions, which will be registered on title at the expense of the Company.

Respectfully submitted,

(Chairman)

The Finance Committee may present the following as Clause 18:

18. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $500,000.00 for public library purposes for sale to the Ontario Universities Capital Aid Corporation ($500,000.00 for 20 years at interest rate of 9% per annum payable semi-annually.)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 15 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 11 to 15 their third reading.

(C) That By-Laws 11 to 18 be given their third reading.

* * *

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 4 and 6, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9108)
Clauses 4 and 6, Report No. 101, 1977.

(Note: Ministry of Transportation and Communications approval not required.)

(2) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Valleyview Avenue From Portsmouth Avenue to Florence Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9109)
Clause 2(a), Report No. 104, 1977.

(3) A By-Law to Authorize the Construction of a Curb, Gutter and Boulevard on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9110)
Clause 2(b), Report No. 104, 1977.

(4) A By-Law to Authorize the Construction of a 42 Inch Storm Sewer in Concession Street from Division Street to 72 Feet West of Alfred Street and a 15 Inch Storm Sewer in Alfred Street from Concession Street Northerly 48 Feet Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9111)
Clause 2(c), Report No. 104, 1977.

(5) A By-Law to Authorize the Construction of a 32 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Russell Street from Montreal Street to 95 Feet East of Bagot Street Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9112)
Clause 3(a), Report No. 104, 1977.

BY-LAWS (cont'd)

(6) A By-Law to Authorize the Construction of an 8 Inch Watermain With Service in Russell Street from Montreal Street to 5 Feet East of Bagot Street Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9113)
Clause 3(b), Report No. 104, 1977.

(7) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Portsmouth Avenue from Fairview Road Northerly 1,520.98 Feet Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9114)
Clause 3(c), Report No. 104, 1977.

(8) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Queen Street from King to Bagot Street, Including the Construction of Storm Sewers in Queen Street from King to Bagot Street and in Wellington Street from Queen to Barrack Street and a Sanitary Sewer in Wellington Street from 43 Feet North of Queen Street to 64 Feet North of Barrack Street (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9115)
Clause 12(a), Report No. 106, 1977.

(9) A By-Law to Authorize the Construction of Replacement of Structural Defects in Certain Sanitary Sewers and Storm Sewers and of the Reconstruction of the Storm Sewer in McMahon Avenue from Indian Road to Strathcona Crescent (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9116)
Clause 13, Report No. 106, 1977.

(10) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Including Widening for a Turning Lane on the West Side from 140 Feet South of Elliot Avenue 140 Feet Southerly and the Reconstruction and Widening of the Asphalt Pavement, Including Reconstruction of Concrete Sidewalk on North Side, on Elliot Avenue from Division Street Easterly 465 Feet (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9117)
Clause 14, Report No. 106, 1977.

(11) A By-Law to Amend By-Law No. 7756, "A By-Law to Appoint Fence-Viewers Pursuant to the Provisions of The Line Fences Act", (Appointment of Mr. T. Lanos).

(THREE READINGS) (PROPOSED NO. 9118)
Clause 3, Report No. 102, 1977.

(12) A By-Law to Amend By-Law No. 9048, "A By-Law to Authorize the Construction, in the Industrial Park, of Roadways, Curbs and Entrances, Sanitary Sewers, Watermains and Street Lighting (General Rate)" (Extend Term).

(THREE READINGS) (PROPOSED NO. 9119)
O.M.B. Order

(Note: Extends term of debenture issue from 5 to 15 years the term of the Ontario Development Corporation Loan.)

BY-LAWS (cont'd)

(13) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $500,000.00 for Public library Purposes.

(THREE READINGS) (PROPOSED NO. 9120)
Clause 18, Report No. 106, 1977.

(14) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: Part of Farm Lot 4, C.W.G.R. - Northwest Corner Montreal and Briceland Streets).

(THREE READINGS) (PROPOSED NO. 9121)
By-Law No. 14

(15) A By-Law to Confirm the Proceedings of Council at Its Meeting held on October 24, 1977.

(THREE READINGS) (PROPOSED NO. 9122)
City Council Meeting No. 27.

(16) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of *The Local Improvement Act* (Petitions).

(THIRD READING) (PROPOSED NO. 9066)
Clause 3, Report No. 82, 1977

(17) A By-Law to Rezone the 0.67 Acre Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary from B.1.110 (Multiple Family) Residential to C2 Commercial.

(THIRD READING) (PROPOSED NO. 9087A)
Item 6, Clause 77-601, Meeting No. 36 of Finance and Accounts Committee.

(18) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 2.63 Acre Parcel of Land Located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential).

(THIRD READING) (PROPOSED NO. 9103)
Clause 1, Report No. 97, 1977

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 27

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, October 24, 1977, at 8:00 p.m. His Worship Mayor Keyes Presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins. (14).

PRESENTATIONS

Mr. Jacques Bousquet presented a Scroll of Thanks for assisting in Canadian Unity to Mayor Ken Keyes.

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Breen,
Seconded by Ald. Clements,

That the Minutes of City Council Meeting No. 26, held October 11, 1977, be adopted as printed.

CARRIED

COMMUNICATIONS

Filed

(565) From the Ministry of Treasury Economics and Intergovernmental Affairs, *"Background"*, Issue No. 77/38, dated September 23, 1977.

(Copies have been distributed to members of Council).

(566) Copy of the Address by Mr. Jean-Robert Gauthier, M.P., Parliamentary Secretary to Minister of State for Urban Affairs, to Union of British Columbia Municipalities, Vernon, British Columbia, September 21, 1977.

(567) From the Canadian Council on Social Development, their Fifty-Seventh Annual Report, for the year 1977, entitled *"A Time of Change"*.

(568) From the International Joint Commission, Windsor, Ontario, the publication *Great Lakes "Focus"*, Dated September, 1977 on the subject of Water Quality.

Which Had Been Referred to The Planning Board

(569) From the Minister of Housing stating that, due to the importance and complexity of the Report of the Planning Act Review Committee, an increasing number of requests to extend the deadline have been received and it is necessary to extend the deadline for response to December 31, 1977.

As a result of this extension, the new legislation, scheduled for introduction in the Fall of 1978, will now be introduced in the Spring of 1979.

COMMUNICATIONS (cont'd)

Referred to the Finance and Accounts Committee

(570) From the Town of Dundas requesting that the City of Kingston endorse their following resolution:

> *"WHEREAS the Postal Service in Canada is unsatisfactory, AND citizens of this municipality have individually complained about the Postal Service, with little or no result,*
>
> *AND FURTHERMORE, the present collective agreement between the Federal Government and the Postal Workers does not take into consideration the THIRD and most important party to the agreement, that is, the public,*
>
> *WE THEREFORE recommend to the Honourable Postmaster General that:*
>
> *(a) Immediate steps be taken to remedy the present inefficient Postal Service.*
>
> *(b) All future collective bargaining negotiations include at least one member of the public to safeguard the interests of that Party."*

Referred to the Transportation Committee

(571) From the City of London requesting that the City of Kingston endorse their following resolution:

> *"THAT WHEREAS it would appear that there is general concern throughout the Province of Ontario about the rising use of motorbikes and the lack of uniform regulation of such and similar vehicles, attested to by the fact that the Association of Municipalities of Ontario at its 1977 Annual Conference adopted resolutions from Local Municipalities asking the Provincial Government to enact legislation that would establish effective and uniform province - wide controls over such vehicles;*
>
> *AND WHEREAS this concern can be substantiated in the City of London by the fact that continuous representations have been made over the past several years, and are still being made, to the Municipal Council by individual citizens and by ratepayers groups concerning the lack of regulation of these vehicles;*
>
> *AND WHEREAS not just the public, but also responsible users of such vehicles through their various organizations have expressed concern at the misuse of these vehicles by certain individuals;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario, the Honourable W.G. Davis and the Executive Council of Ontario be urged to give immediate attention to the creation and enactment of a Provincial Statute, or to the creation and enactment of an amendment to an existing Statue such as the "Highway Traffic Act", to provide for the uniform regulation, including the establishment of appropriate manufacturing standards relating to noise containment, of these vehicles, using the same general approach and philosophy in such legislation as that used in the formulation of the "Motorized Snow Vehicles Act, 1974", S.O., Ch. 113;*
>
> *AND FURTHER that the Government solicit the assistance of and input from responsible user/producer groups such as the Canadian Motorcycle Association, the Ontario Trail Council and the Motorcycle and Moped Industry Council when formulating this legislation."*

COMMUNICATIONS (cont'd)

Referred to the Housing Sub-Committee

(572) Copy of Speaking Notes for Mr. T.V. Hession, President, Central Mortgage and Housing Corporation, to The Conference Board in Canada, at Toronto on September 22, 1977.

Referred to the Finance and Accounts Committee

(574) From the Honourable Keith Norton, Minister of Community and Social Services, notifying that he has received a request from the Children's Aid Society of the City of Kingston and County of Frontenac for a review by a Child Welfare Review Committee of the amount of the 1977 estimate of expenditures of the Society pursuant to section 11(2) of The Child Welfare Act, and that he has appointed Mr. Thomas G. Bastedo, as Chairman of the proposed Review Committee and has requested the Ontario Association of Children's Aid Societies to appoint a second member to the Committee.

He requests that the City of Kingston appoint a third member to the Review Committee, in consultation with the County of Frontenac and to advise him of the City's choice by the last day in October.

Filed

(575) Minutes of the Executive of the Cataraqui Region Conservation Authority, held on October 12, 1977.

(576) A Report of the Little Cataraqui Creek Watershed Study Group, dated October 12, 1977.

(Copies have been distributed to Mayor Keyes, the Planning Department, the Mayor's Waterfront Committee and Aldermen's Lounge.)

(577) From Speal & Viner, Barristers & Solicitors for Beaufort Realties (1964) Inc. confirming that the provisions of Clause 17, Report No. 106, are acceptable by Beaufort Realties (1964) Inc.

(578) Statement of Accounts for S.M. Polson Estate, dated October, 1977, from The Permanent.

(579) From the Ministry of Treasury Economics and Intergovernmental Affairs, the second quarter update on the performance of the 1977 Ontario Budget entitled "Ontario Finances".

Referred to the Parks & Recreation Committee

(580) From the Cataraqui Region Conservation Authority requesting the City of Kingston to take over the West Street Boat Ramp.

Filed

(581) A card of thanks from the family of the Late Robert Corrigan expressing their appreciation for Council's sympathy.

COMMUNICATIONS (cont'd)

Referred to the Finance and Accounts Committee

(582) From the City of Toronto, requesting that the City of Kingston endorse their following resolution:

> *"Whereas in October 1973 the Treasurer of Ontario announced the Edmonton Commitment, which outlined the amounts of funds that the Province of Ontario would transfer to local governments in Ontario;*
>
> *and whereas the Provincial government has never repudiated that Commitment, which stands as an agreement between the province and local governments, even though the Province has never set forth the agreement in statutory form;*
>
> *and whereas in his Statement of September 16, 1977, Mr. McKeough indicates (page 14) that under the Edmonton Commitment the increase in transfers should amount to $421 million;*
>
> *and whereas the actual increase in transfers amounts to $172 million, indicating that the Edmonton Commitment is no longer the basis for financial relationships between the Province and local governments;*
>
> *Therefore be it resolved that:*
>
> *(a) City Council indicate to the Province that it considers the unilateral breach of the Edmonton Commitment by the Province totally unsatisfactory; and*
>
> *(b) The Premier be petitioned to immediately restore the spirit of the Edmonton Commitment until discussions can be held to arrive at satisfactory financial arrangements that will henceforth govern provincial/municipal relationships."*

Referred to the Community Services Committee

(583) From the Ministry of the Solicitor General, Division of Public Safety, the Ontario Fire College Calendar for 1978 for The Advanced Training of Fire Department Officers.

Referred to the Public Works Committee

(584) From the International Reference Group on Great Lakes Pollution From Land Use Activities, Windsor, Ontario announcing the successful formation of eight Ontario public consultation panels, and enclosing a list of materials which panelists will receive. These materials are a synopsis of the findings of the PLUARG, and are public documents.

Also enclosed is a schedule of meetings, showing a meeting to be held in Kingston, November 15, 1977 from 9 a.m. onwards, as well as a luncheon and afternoon meeting on December 8, 1977.

COMMUNICATIONS (cont'd)

Filed

(585) Minutes of the Executive of the Cataraqui Region Conservation Authority, held September 14, 1977.

(586) From the Bureau of Municipal Research, their publication *Topic* entitled "In Response to The Robarts Report."

(Copies have been distributed to all members of Council.)

Referred to The Transportation Committee

(587) From Lily Inglis & Wilfred Sorensen, Associated Architects for Kingston Public Library, objecting to the allegation that the lay-by on Johnson Street in front of the new Public Library was "under-designed by the architects" and that it is "inadequate"; explaining that the lay-by was for use of buses as a drop-off point to occasionally discharge groups of school children visiting the library and for people to stop to put books in the book-drop and its design had originally been approved by the Transportation Committee on May 12, 1976, and subsequently changed at the suggestion of the Traffic and Streets Engineer; and requesting a meeting with members of City Council.

PETITIONS

REPORTS

Ald. Gerretsen presented Report No. 101 of the Transportation Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 101 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 101

October 12th, 1977

To the Mayor and Aldermen:

The Transportation Committee reports and recommends as follows:

Ald. Tarnowecky declared a conflict of interest on Clauses 1 and 2 as he acts for the applicant.

1. That, notwithstanding the provisions of By-Law 10, the owner of 71 Rideau Street be granted an Encroachment Permit for a fence which encroaches approximately 9 feet onto the road allowance.

CARRIED 13:0
Ald. Tarnowecky Abstained.

REPORTS (cont'd)

Report No. 101 - City of Kingston Planning Board (cont'd)

2. That, notwithstanding the provisions of By-Law 10, the owner of 71 Rideau Street be permitted to pave a portion of her property which encroaches onto City property by approximately 12 feet.

CARRIED 13:0
(Ald. Tarnowecky Abstained)

3. That no action be taken on a recommendation from the City of Windsor, Ontario, that the Municipal Act be amended to increase the fine payable on conviction of leaving keys in a motor vehicle.

CARRIED 11:3
(Ald. Allmark, Ald. McArthur, Ald. Tarnowecky Opposed)

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Byron Crescent become a Stop Street at the south intersection of Norman Rogers Drive.

NOTE: At the present time, Byron Crescent is a Yield Street at this intersection.

CARRIED

(See By-Law 1 : No. 9108)

5. That the account of Newman's Expert Tailors, in the amount of $1,196.53, for Parking Department uniforms, be approved for payment.

CARRIED

6. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that 15 minute parking be established on the south side of King Street West, from 165 feet east of Mowat Avenue, easterly 42 feet.

NOTE: At the present time, parking is permitted at all times.

CARRIED

(See By-Law 1: No. 9108)

7. That, notwithstanding the provisions of By-Law 10, the Downtown Business Association be permitted to erect a banner on Macdonell Street at Princess Street, and on Ontario Street at Princess Street, from October 13th to 23rd, 1977, to promote "Oktoberfest"; and that the action of the Committee authorizing same, be ratified.

CARRIED

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman)
John Clements
T.D. French
Y. Tarnowecky

REPORTS (cont'd)

Ald. Miller presented Report No. 102 of The Community Services Committee as follows:

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 102 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 102

October 13, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That, effective October 1st 1977, the per diem rate for residential care at Rideaucrest Home be established at $18.49.

CARRIED

2. That the request of the Canadian Ski Patrol System for permission to hold a tag day on November 5th 1977 be approved.

CARRIED

3. That, as recommended by the Commissioner of Works, the appointment of Mr. Tom Lanos as a fence viewer pursuant to the provisions of the Line Fences Act, be ratified and confirmed, and By-Law No. 7756, "A By-Law to Appoint Fence Viewers Pursuant to the Provisions of the Line Fences Act" be amended accordingly.

(Note: Mr. Lanos will replace Mr. C. Thompson who has resigned.)

(See By-Law 11: No. 9118)

CARRIED

4. That, as Local Union 221, United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry of the United States and Canada, is not proposing to proceed with the construction of a new union hall on the north east corner of Hickson and Harvey Street, the following fees be refunded:

Sewer Surcharge -	$2,557.82.	
Building Permit Fee-	$ 600.00.	(less $60.00 to cover permit fee for checking the plans).
Deposits	- $ 500.00.	

CARRIED

Respectfully submitted,

(Signed) *Lois E. Miller* (Chairman)
Y. Tarnowecky
B.E. Breen
John Clements
N. McArthur

* * *

REPORTS (cont'd)

Ald. Matthews presented Report No. 103 of the Parks and Recreation Committee as follows:

Moved by Ald. Matthews,
Seconded Ald. Gorham,

That Report No. 103 of the Parks and Recreation Committee be received and adopted Clause by Clause.

Report No.103

October 13, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That the account of the Music Performance Trust Funds, in the amount of $2250.00, for three band concerts performed in City parks during 1977, be paid.

Note Three band concerts were performed at no charge to the City for a total of six.

CARRIED

2. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be charged for Memorial Hall, Council Chambers and Committee Rooms - the Community Volunteer Bureau be permitted to use Memorial Hall at no charge on November 19, 1977, January 28, 1978 and April 22, 1978, for purpose of holding three Seminars, it being understodd that they will relinquish the use of the Hall if it is required by the City.

CARRIED

Respectfully submitted,

(Signed) *K.W. Matthews* (Chairman)
M.B. Gorham
G. Allmark
T.D. French
Grant Timmins

* * *

REPORTS (cont'd)

Ald. Hawkins presented Report No. 104 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 104 of the Public Works Committee be received and adopted clause by clause.

Report No.104

October 17, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the Province of Ontario be petitioned for an interim payment of subsidy on expenditures made on roads during the period January 1, 1977 to September 30, 1977, in the amount of $377,848.95 for construction and $1,099,853.40 for maintenance for a total expenditure of $1,477,502.35, this being the amount on which 50% subsidy will be paid.

CARRIED

2. That, since sufficiently signed petitions have been received, by-laws be passed to authorize the construction of the following projects under the provisions of Section 7 of the Local Improvement Act -

a) 26' wide asphalt pavement with curb, gutter and boulevard on Valleyview Ave from Portsmouth Ave to Florence St

Total estimated cost	$17,793.75
Owners' share	5,196.14
City's share	6,298.81
Anticipated MTC subsidy	6,298.80
Debenture amount	11,494.95

b) Curb, gutter and boulevard on Division St from Elliot Ave to 60 ft north of Armadale Place

Total estimated cost	$12,500.00
Owners' share	2,463.10
City's share	5,018.45
Anticipated MTC subsidy	5,018.45
Debenture amount	7,481.55

REPORTS (cont'd)

Report No. 105 - Public Works Committee (cont'd)

2. (cont'd)

c) 42" storm sewer in Concession St from Division St to 72 ft west of Alfred St and a 15" storm sewer in Alfred St from Concession St northerly 48 ft.

Total estimated cost	$198,000.00
Owners' share($3.00 fixed rate)	3,952.17
City's share	127,047.83
Anticipated MTC subsidy	67,000.00
Debenture amount	131,000.00

There are adequate funds in the Capital Budget for above projects.

CARRIED

(see By-Laws 2, 3 & 4: No. 9109, 9110 & 9111)

3. That it is declared desirable that the construction of the following projects should be undertaken as local improvements and that by-laws be passed to authorize the work to be carried out under the provisions of Section 8 of the Local Improvement Act -

a) 32' wide asphalt pavement with curb, gutter and boulevard on Russell St from Montreal St to 95' east of Bagot St

Total estimated cost	$25,700.00
Owners' share	13,164.58
City's share	6,267.71
Anticipated MTC subsidy	6,267.71
Debenture amount	19,132.29

b) 8" watermain and service in Russell St from Montreal St to 5' east of Bagot St.

Total estimated cost	$24,440.00
Owners' share	17,842.21
City's share	6,597.79
Debenture amount	24,440.00

c) 4.5' wide concrete school sidewalk on east side of Portsmouth Ave from Fairview Rd northerly 1520.98'.

Total estimated cost	$22,550.00
Owners' share	6,698.93
City's share	15,851.07
Debenture amount	22,550.00

Note Project "C" is subject to the concurrence of the Transportation Committee.

CARRIED

(see By-Laws 5, 6 & 7: No. 9112, 9113 & 9114)

Respectfully Submitted,

(Signed) J. Hawkins (Chairman)
Neil E. McArthur
G. Allmark
B.E. Breen
M.B. Gorham

REPORTS (cont'd)

Ald. Mackenzie presented Report No. 105 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 105 of The City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 105

October 18, 1977

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Edifax Development Co. Ltd., for an industrial therapy workshop to be leased to the Ministry of Government Services, at 533 Montreal Street (rear), east side:

   Dwg. A-S - Site Plan - Dated September 1977

   Dwg. A-2 - Elevations - Dated August 12, 1977

   be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

   a) *that development be in accordance with the above listed plans;*

   b) *that all proposed parking areas and access routes be paved;*

   c) *that a landscaping plan subject to the approval of the City of Kingston be submitted and implemented within one year;*

   d) *that all exterior floodlighting and freestanding signs be subject to approval of the City as to location and design;*

   e) *that all exterior air conditioning units be subject to approval of the City of Kingston as to location and screening;*

   f) *that all roof drainage and surface drainage lying north and west of the proposed building, be directed to Montreal Street;*

   g) *that the applicant agree to accept the costs of paving of the existing Caton's Pasture parking spaces which lie within the portion of Russell Street which is to be opened east of Bagot Street as extended.*

CARRIED

REPORTS (cont'd)

Report No. 105 - City of Kingston Planning Board (cont'd)

2. That the following plans, submitted by Kingston Terminal Properties Limited, for a two-storey office commercial building located on the south side of the Bath Road - Princess Street intersection, immediately east of the Plaza 16 - Cloverleaf Lanes property:

Dwg. #1 - Site Plan - Dated September 29, 1977
Dwg. #2 - First Floor Plan - Dated Sept. 29, 1977
Dwg. #3 - Second Floor Plan - September 29, 1977
Dwg. #0 - Perspective - September 29, 1977

be approved, subject to the applicant entering into a development control agreement which shall include the following conditions:

a) development shall be in accordance with the above listed plans;

b) the agreement shall apply to the applicant's entire property as shown on Drawing No. 1, listed above;

c) The agreement shall include a clause whereby the applicant recognizes that in taking the benefit of using existing parking to meet the parking requirements of By-Law 8499, the burden of both parcels becoming non-conforming with respect to parking regulations is accepted;

d) A connection to sanitary sewers should be made via the existing bowling alley building under a connection agreement;

e) Storm drainage shall be provided, including connection of existing catch basins on the site;

f) Roof drainage of the existing bowling alley shall be separated from sanitary sewers;

g) Installation and design of any exterior lighting shall be subject to the approval of the City;

h) Any free standing site identification signs shall be subject to the approval of the City;

i) All external air conditioning equipment shall be screened to the satisfaction of the City;

j) Installation of a new water service shall be required;

k) If in the opinion of the Public Utilities Commission, no suitable location for a pad mounted transformer is available, a transformer vault will be required;

l) Ground floor exterior material shall be brick veneer while the second floor shall have an exterior of Pebble Dash Acrylic Stucco;

m) A landscaping plan subject to approval of the City of Kingston shall be submitted and implemented within one year.

n) If, in the opinion of the Transportation Committee, vehicular access to Franklin Place becomes a problem, the developer will agree to place suitable controls prohibiting vehicular access to or from Franklin Place.

CARRIED AS AMENDED
(see following Motion of Amen

REPORTS (cont'd)

Report No. 105 - City of Kingston Planning Board (Cont'd)

2. (cont'd)

Moved by Ald. Clements,
Seconded by Ald. Allmark,

That Clause 2, Report No. 105 be amended by the addition of the following subsection:

"n) If, in the opinion of the Transportation Committee vehicular access to Franklin Place becomes a problem, the developer will agree to place suitable controls prohibiting vehicular access to or from Franklin Place."

CARRIED 12:2
(Ald. French and Ald. Mackenzie Opposed)

3. WHEREAS on September 26, 1977 Council gave approval to a development agreement to be entered into with Benson Centre Limited, said agreement allowing for construction of a shopping plaza at the south-east corner of Division and Benson Streets; and

WHEREAS said property is subject to an existing agreement between the former owner, Walter A. Killoran, and the City of Kingston; and

WHEREAS Clause 2 of said agreement limits the site to "... only occupancy for a motel, restaurant, service station and accessory uses ...", which is now an inappropriate limitation;

BE IT RESOLVED that Clause 2 of the agreement dated October 15, 1963 between the City of Kingston and Walter A. Killoran be amended so that it will not apply to the 6.41 acre site now owned by Benson Centre Limited, at the south east corner of Division and Benson Streets.

CARRIED

4. WHEREAS a Federal allocation of $350,000.00 for 1977 has been approved for the Neighbourhood Improvement Program which provides for a total 1977 budget of $700,000.00; and

WHEREAS THE N.I.P. Citizens Committee have requested that first priority be given to construction of a cover for the Artillery Park swimming pool; and

WHEREAS the reduction of the allocation requested necessitates reconsideration of the other priorities in the N.I.P. 1977 budget;

BE IT RESOLVED that

a) $380,000.00 of the N.I.P. allocation be assigned for construction of the Artillery Park swimming pool cover;

REPORTS (cont'd)

Report No. 105 - City of Kingston Planning Board (cont'd)

4. (cont'd)

b) that the N.I.P. Citizens Committee be requested to reconsider their recommended priorities for 1977; and

c) that a final decision on the 1977 program be deferred until the final costs of the pool cover are established.

CARRIED 13:1
(Ald. Hawkins Opposed)

5. That an account from Smith, Mill & Ross, Architects, for $1,036.00, in respect to attendance at Site Plan Committee meetings, for the period September, 1976 to September, 1977, be approved for payment.

CARRIED

6. That the following resolution of the City of Windsor be endorsed:

> *"WHEREAS the Provincial Legislature has enacted the Ontario Heritage Act to provide for the preservation of buildings of Historic and/or Architectural significance; and*
>
> *WHEREAS many of the buildings of great Architectural and Historical significance are the property of the Provincial Government; and*
>
> *WHEREAS the Provincial Government at present does not permit the designation of Provincially owned buildings under provisions of the Ontario Heritage Act;*
>
> *THEREFORE BE IT RESOLVED that the Provincial Government extend the authority to designate buildings under the Ontario Heritage Act to include buildings or structures owned by the Province; and further, that a copy of this resolution be forwarded to the Association of Municipalities of Ontario and to other municipalities in Ontario for support."*

CARRIED

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
K.W. Matthews
John Clements
Grant Timmins

* * *

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 106 of the Finance and Accounts Committee as follows:

Council consented to the addition of Clause 18, and to the amendment of Clause 9, by adding the following thereto:

" - and -

That the following budget appropriation amendment be approved in order to provide the necessary funds:

	Increase	Decrease
FINANCE		
Contributions from Revenue Fund:		
- Capital Expenditures - 329 Johnson Street	$3,753.	-
Contingencies	-	$3,753."

Moved by Ald. Gerretsen,
Seconded by Ald. Matthews,

That Report No. 106 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 106

October 14, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. WHEREAS the Corporation of the City of Kingston has acquired approximately 22.86 acres of land in the valley of the Little Cataraqui Creek, being part of Farm Lots 16 and 17, Concession II, City of Kingston, at a cost of $150,000.00;

   AND WHEREAS The Cataraqui Region Conservation Authority has had, for several years, a plan for acquiring land in this marshland area to preserve it as valley lands of the Little Cataraqui Creek;

   AND WHEREAS the said 22.86 acres of land purchased by the City is located in the said valley in the vicinity of several acres of land already purchased by the Authority:

   THEREFORE the City offers to sell to the Authority the said 22.86 acres of land, more or less, at its cost of acquisition of $150,000.00, it being understood that the City agrees to pay to the Authority 40% of the cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space.

REFERRED BACK
(See following Motion)

Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That Clause 1, Report No. 106, be referred back to the Committee.

CARRIED

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

Ald. French declared a conflict of interest with respect to Clause 2 as he is President of St. Lawrence Broadcasting Company.

Ald. McArthur declared a conflict of interest with respect to Clause 2 as he operates the Ford Battery Company.

October 19, 1977

2. That List of Accounts No. 9, dated September, 1977, in the amount of $8,567,417.42, for expenditures incurred under proper authorization, be approved.

(*Note: Copies of List of Accounts have been distributed to all members of Council on October 7, 1977.*)

CARRIED 12:0

(Ald. French, Ald. McArthur Abstained)

3. That, as recommended by the City Clerk-Comptroller and City Treasurer, the following budget transfers be approved:

REVENUE	INCREASE	DECREASE
Additional Assessments	-	$100,000.
Sewer Surcharge	-	4,080.
Universities & Colleges	$ 7,000.	-
Ontario Housing Corp.	13,624.	-
General Support Grant	6,005.	-
Resource Equalization Grant	108,777.	-
Assistance to Children - Juveniles	29,130.	-
Building Permits	-	23,000.
Interest on Advances	-	20,000.
Commutation of Local Improvements	22,905.	-
	$187,441.	$147,080.
Net Increase	$ 40,361.	

EXPENDITURES	
Finance - Discount Prepayment Cert.	$ 5,442.
- Legal Fees	3,000.
- Contingencies	31,919.
	$ 40,361.

CARRIED

4. That, as recommended by the City of Kingston Planning Board, no action be taken to consider the approval of the request of Mr. John L. Smith to construct a right-of-way from the Parkway to his lands in the Little Cataraqui Creek Area, south of Princess Street, until such time as a plan of Subdivision is submitted.

CARRIED

5. That the account of Hardtman & Martin, Barristers and Solicitors, in the amount of $1,291.25 (fee: $1,250 and disbursements: $41.25), being fees for representing the City of Kingston during 1976 and 1977 before the Conservation Review Board and subsequent appeals to the Divisional Court Panel of the Supreme Court of Ontario in the matter of designating the property of Berlin's Clothing Limited (S. & R. Building) as a historical building, is hereby authorized for payment, to be charged to the appropriation "Planning-Architectural Conservation".

CARRIED 13:1

(Ald. McArthur Opposed)

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

6. That the application of B.R. Barrett on behalf of Stanley Jarzlo and Frank Bishop, Trustees of the lands on the north-east corner of Division Street and Highway 401, known as part of Farm Lot 8 and Part of Registered Plan 68, for a write-off of 1976 additional taxes in amount of $2,489.80 plus penalty of $398.38, resulting from an additional commercial assessment for 1976 for shopping centre which did not occur nor has not occurred to date, is hereby approved.

CARRIED

7. That:

(A) as requested by Black, Black, Pedlar & Atkinson, Solicitors for Mr. E.O. Henry, owner of 2 Orchard Street, the execution of an agreement with Central Covenants Limited to provide that their new first mortgage, Instrument No. 284219, as amended by Instruments No. 285680 and 284801, shall take precedence over the City's O.H.R.P. Lien (No. 272727) is hereby authorized, on the understanding that legal costs, registration costs, the appraisal, etc., will be assumed by the applicant, it being noted that an appraisal of the property has been received indicating that the first mortgage and the City's lien, together, represent less than 85% of the value of the property,

- and -

(B) as requested by Mr. Oliver G. Prevost, Solicitor for Robert L. Barnes, owner of 273 Macdonnell Street, subject to provision of an appraisal or letter of opinion by an appraiser chosen by the City indicating that the first mortgage, proposed new second mortgage and the City's O.H.R.P. Lien, together, represent less than 85% of the value of the property, an agreement be authorized to be executed with the second mortgagor to provide that the new second mortgage shall take precedence over the City's O.H.R.P. Lien (No. 291694), on the understanding that legal costs, registration costs, the appraisal, etc., will be assumed by the applicant.

CARRIED

8. That it be the general policy of The Corporation of the City of Kingston that agreements be authorized to be executed with recipients of O.H.R.P. Loans from the City of Kingston who obtain a new first or second mortgage subsequent to the registration of the City's O.H.R.P. Lien to provide that the new first or second mortgage will take precedence over the City's O.H.R.P. Lien on the following conditions:

(A) That an appraisal or letter of opinion as to the value of the property is provided, at the owner's expense, by an appraiser of the City's choice;

(B) That the amount of the existing first or second mortgage, the amount of the new first or second mortgage and the amount of the City's O.H.R.P. Lien, together, is less than 85% of the appraised value of the land; and

(C) That the owner will be responsible for all legal costs, cost of appraisal, registration fees and any other costs.

CARRIED

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

9. That, as recommended by Dominik Polson Thompson Laframboise Mallette, Architects and Engineers, the tender of R.W. Martin Electric Limited in the amount of $3,753.00 for the supply and installation of an "Eaves Ice Melting System" for the City's building at 329 Johnson Street be accepted being the lower tender.

-and -

That the following budget appropriation amendment be approved in order to provide the necessary funds:

	Increase	Decrease
FINANCE		
Contributions from Revenue Fund:		
- Capital Expenditures - 329 Johnson Street	$3,753.	-
Contingencies	-	$3,753.

CARRIED AS AMENDED 13:1
Ald. Hawkins Opposed

10. That, as recommended by the Clerk-Comptroller and as concurred in by the City of Kingston Planning Board, Section 57(h) of By-Law No. 1 be amended by adding the following as Sub-section (1.1):

"(1.1) Sub-Division Agreements
Development Agreements
Development Control Agreements, and
Site Plan Agreements,

It being understood that the City of Kingston Planning Board will co-ordinate and recommend to Council recommendations from other Committees and Boards and the Technical Committee concerning servicing requirements."

CARRIED

11. That the offer of the Public Utilities Commission to sell to the City their triangular shaped parcel of land on the south side of Ontario Street, east of Princess Street and adjacent to the abandoned C.N.R. Right-of-Way, for the sum, requested in the interest of good public relations, of $1,715.00 (representing purchase price of $450.00 and amount of taxes paid by P.U.C. since 1955 of $1,265.00). is hereby accepted, on the understanding:

(A) if the City should at any time decide it does not need the property, it will be re-sold to the Commission for the sum of $1,715.00;

(B) that the Commission will retain an easement over the property for access to a meter set located on the west side of the lands; and

(C) that the City will be responsible for making any necessary legal arrangements and for all legal costs.

CARRIED 13:1
Ald. Hawkins Opposed

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

12. That, as recommended by the Public Works Committee:

(A) since the existing pavement on Queen Street from King to Bagot Street has deteriorated beyond the point of economical repair and additional pavement width is required and since the M.T.C. has recommended that pavement reconstruction and widening be initiated as they anticipate connecting link subsidy will be available in 1978, a by-law be presented to Council to authorize the following projects to be carried out as a charge to the General Rate:

1. reconstruction and widening of asphalt pavement on Queen Street from King to Bagot Street including 12", 21" and 24" diameter storm sewers,

2. 21", 24" and 36" diameter storm outlet sewer in Wellington Street from Queen to Barrack Street,

3. 8" diameter sanitary sewer in Wellington Street from 43 feet north of Queen Street to 64 feet north of Barrack Street.

	Road	Sewers	Total
Estimated Total Cost	$115,000.	$146,200.	$261,200.
Anticipated MTC Subsidy	86,250.	78,530.	164,780.
City's Share	28,750.	67,670.	96,420.
Debenture Amount			96,420.

- and -

(B) the following amendment to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
Local Improvements		
- storm sewers - Queen Street, Bagot to King *(leaves balance of $20,580.)*	$29,420.	-
General Rate Projects		
- roads - Queen Street, Bagot to King *(new balance of $96,420.)*	-	$29,420.

CARRIED

(see By-Law 8; No. 9115)

13. That, as recommended by the Public Works Committee, since a TV survey has revealed that various lengths of storm and sanitary sewers in the Hillendale and Strathcona Park Areas should be replaced to stop some of the more serious sources of infiltration into the sanitary sewer system, a by-law be presented to Council to authorize the following projects to be carried out at a cost of $24,000. as a charge to the General Rate:

1. Replacement of structural defects in sanitary and storm sewers in:

Mohawk Pl from Portsmouth Ave to Indian Rd
Portsmouth Ave from Fairview Rd to Princess St
Fairview Rd from Portsmouth Ave to east limit
Hillendale Ave from Fairview Rd to Princess St
Gilmour Ave from Elmwood St to Phillips St

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

13. (cont'd)

2. Replacement of storm sewer in:

McMahon Ave from Indian Rd to Strathcona Cr

(Note: Adequate debenture funds are available in the Capital Budget Quota.)

CARRIED

(see By-Law 9: No. 9116)

14. That, as recommended by the Public Works Committee, since the shoulder area of Elliot Avenue between Division and North Day Street has been a continual source of complaints as has been the shoulder area on Division Street between Elliot Avenue and Armadale Place, by-laws be presented to Council to authorize the following projects to be carried out as a charge to the General Rate:

1. reconstruction and widening of asphalt pavement on Division Street from Elliot Avenue to 60 feet north of Armadale Place including widening for a turning lane on Division Street, west side, from 140 feet south of Elliot Avenue to 280 feet southerly,
2. widening and upgrading of asphalt pavement on Elliot Avenue from Division Street to 465 feet easterly including reconstruction of the sidewalk on the north side of Elliot Avenue from Division Street to 465 feet easterly.

	Division Street	Elliot Avenue
Estimated total cost	$80,500.	$43,000.
City's share	40,250.	21,500.
Anticipated MTC subsidy	40,250.	21,500.
Debenture amount (total)		61,750.

(Note: Adequate debenture funds are available in the Capital Budget Quota.)

CARRIED

(See By-Law 10: No. 9117)

15. That, as recommended by the Public Works Committee, in order to make a start on the following projects this year; provide for completion early in 1978; and take advantage of favourable tender prices, Contract 77/2W with Bennett Paving and Materials Limited be amended to include the following extra work:

Item #	Item	$ Cost
Old Quarry Road - Part XV		
166	Excavation 120 cy at $5	600.00
167	Granular A 160 T at $3.95	632.00
168	Asphalt M1 Mod 60 T at $16.70	1,002.00
169	Curb and gutter 165 lf at $4.10	676.50
170	Scarifying 400 sy at $0.50	200.00
171	Sodding 240 sy at $2.42	580.80
		$3,691.30

REPORTS(cont'd)

Report No. 106 - Finance & Accounts (cont'd)

15. (cont'd)

Parkway Storm Sewer - Part XVIA

172	Mains 15", 252 lf at $25.57	6,443.64
173	CB runs 8", 84 lf at $14.80	1,243.20
174	CB runs 10", 132 lf at $15.35	2,026.20
175	Precast CB with frame grate 6 at $526	3,156.00
176	Excavate and shape ditch 130 lf at $3.30	429.00
177	Construct headwall 1 at $440	440.00
178	Backfill Type 1, 70 cy at $10.50	735.00
179	Fill conc. 1 cy at $78.95	78.95
180	Topsoil and sod, 220 sy at $1.42	312.40
	Extra work	1,000.00
		$15,864.39

Parkway Road - Part XVIB

181	Excavation 3700 cy at $2,90	10,730.00
182	Granular B, 2500 T at $3.25	8,125.00
183	Granular A, 1950 T at $3.85	7,507.50
184	Base asphalt 510 T at $10.95	5,584.50
185	Top asphalt M5 260 T at $12.75	3,315.00
186	Water 45 M gal at $9.00	405.00
187	Calcium chloride 7 T at $124.00	868.00
188	Curb and gutter 2,600 lf at $4.10	10,660.00
189	Sidewalk 5,850 sf at $1.85	10,822.50
190	Asphalt sidewalk 65 lf at $4.70	305.50
191	Sodding boulevards 4,644 sf at $1.42	6,594.48
192	Asphalt driveways 22 T at $24.00	528.00
193	Remove guard rail 100% LS at $200.00	200.00
194	Water for sod 20 M gal at $18.00	360.00
		$66,005.48

(Note: The various items are at the applicable unit prices from the tender with the exception of the narrow excavation to widen Old Quarry Road which the Contractor has proposed to do for $5.00 per c.y. The estimated cost of each project based on these prices is within the estimate used for these projects.)

CARRIED

16. That, as recommended by the Public Works Committee, the following amendments to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
(A) Local Improvements		
- storm sewers - Kingscourt II *(leaves balance of $74,100.)*	$500.	-
- roads - new construction		
- Russell Street - Montreal to Bagot *(makes new balance of $19,500.)*	-	$500.

to provide sufficient debenture funds, in the amount of $19,432.29, for the construction of the pavement on Russell Street.

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

16. (cont'd)

(B) Local Improvements

- paving of macadam roads - Valleyview & Portsmouth Avenue *(leaves balance of $174,500.)*	$15,500.	-
- watermain - Russell Street - Montreal to Bagot *(makes new balance of $24,500.)*	-	$15,500.

to provide sufficient debenture funds, in the amount of $24,440. for the construction of the watermain in Russell Street.

(note: *The Public Works Committee will be recommending to Council On October 24 that by-laws be passed to authorize the construction of the pavement and watermain in Russell Street under the provisions of Section 8 of the Local Improvement Act.)*

CARRIED

17. That the purchase of the 31.2 acres of land, more or less, owned by Beaufort Realties (1964) Inc. on the following conditions is hereby approved:

A. That Beaufort Realties (1964) Inc. agrees:

(1) to sell to the City, for the sum of $500,000.00, the approximately 31.2 acres of land lying 300 feet north of Bath Road, and being part of Lots 15 and 16, Concession 2, City of Kingston.

(2) That, when the 300 ft. strip of land fronting on the Bath Road that the Company is retaining has been zoned C2 Commercial, it will be developed in conformity with the provisions of City of Kingston By-Law No. 8499, "Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston", and By-Law No. 9087A, "A By-Law to Rezone the 0.67 Acre Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary Road from B.1.110 (Multiple Family) Residential to C2 (Commercial)."

(3) That the Company will pay the normal sewer surcharge of $0.17 per square foot that is levied on new commercial buildings when building permits are applied for on the commercial development.

(4) That the Company will pay to the City all sewer connection charges at the time of application for any building permits that are required under By-Law No. 14 for connection to a City sewer.

(5) That a right-of-way, 40 feet wide, will be provided from the lands located north of the commercial strip to provide continuous vehicular access to the Bath Road, it being understood that the location of this right-of-way will be determined when a development control application is received for the commercial property.

(6) That the Company will construct, at its own expense, the following services:

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (Cont'd)

17. A. (6) (cont'd)

(i) a pavement developed to City standards as an extension of Queen Mary Road from the Bath Road for 180 feet, with

a) curbs
b) gutters
c) boulevards
d) street lighting
e) catch basins
f) sidewalk on the west side of Queen Mary Road, and
g) pavement to be 40 feet wide from the Bath Road northerly 180 feet, plus full channelized entrance/exit, it being understood that in the construction of this pavement, the present base may be used.

(ii) a sidewalk along the north side of the Bath Road for the entire length of the property.

(iii) a temporary right turn entrance/exit from the Bath Road, the location of which is to be determined when a development control application is received for the commercial property, on the understanding that when the commercial area is completely developed, there will be a right turn entrance/exit to the property at the west of the property, and that if the temporary right turn entrance is to be made permanent, or other right turn entrances or exits are to be permitted, the City will require acceleration and deceleration lanes.

(7) That the entrance to the Company's property off Queen Mary Road will be 145 feet north of Bath Road.

B. That the City agrees:

(1) That the City will authorize the Company to make connections to the City's North End Trunk Sewer in accordance with City of Kingston By-Law No. 14.

(2) That the City will be responsible for obtaining the necessary severance and will obtain the lifting of the existing 1 foot reserve along the commercial strip to permit sewer service hook-up and the entrance and exit to the commercial parcel, and the construction of services referred to in Section A(6)(i) above.

(3) That the City will zone the parcel of land lying south of the said 31.2 acres (frontage along the Bath Road 721 feet and a depth of 300 feet) as C2 Commercial.

(4) That the City will finance the construction of the services referred to in Section A(6) above, other than temporary entrances and accesses on the Bath Road, and other than acceleration and deceleration lanes, over a 10 year period, provided that the owner files a petition with the City wherein he agrees to assume 100% of the actual cost of the construction plus normal interest charges incurred by the City in financing the work.

(5) The City agrees to pay the Company interest at the rate of 8% on the purchase price, and realty taxes will be adjusted, from September 16, 1977.

(6) The City will complete the transaction by December 31, 1977.

REPORTS (cont'd)

Report No. 106 - Finance & Accounts (cont'd)

17. (cont'd)

C. That both parties agree:

(1) That the parties will enter into a formal agreement concerning the foregoing conditions, which will be registered on title at the expense of the Company.

CARRIED AS AMENDED
(See following Motion of Amen

Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That Clause 17, Subsection A(5) be amended by adding after the words "commercial strip" the words "to provide continuous vehicular access".

CARRIED

18. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $500,000.00 for public library purposes for sale to the Ontario Universities Capital Aid Corporation ($500,000.00 for 20 years at interest rate of 9% per annum payable semi-annually.)
(See By-Law 13: No. 9120) *CARRIED*

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

UNFINISHED BUSINESS

Ald. Matthews enquired as to whether or not there were any comments concerning the operation of the Transit Department included in the Consultant's Report on the operations of the Public Utilities Commission.

Mayor Keyes said that there were some comments made in the report to the Public Utilities Commission concerning the operation of the Transit Department. Mayor Keyes also said that the news statement had been erroneous concerning the fact that the report would not be made public. He said that the only decision, to date, was that it not be made public at this time.

Ald. Matthews reported that the Parks & Recreation Committee would be holding their regular meeting on Thursday, October 27 at 5 p.m. at Polson Park School and that at 7 p.m. there would be a public meeting concerning the proposed sportsplex for McCullough Park. He said that all members of Council were invited to attend and that there would be an advertisement in the newspaper inviting the public.

Ald. Tarnowecky said that a number of erroneous statements have appeared recently in the press and he suggested that the Mayor arrange to hold a weekly, or otherwise, press meeting in order that erroneous statements would not be made in the future.

UNFINISHED BUSINESS (cont'd)

Ald. Tarnowecky said that he wished to propose that Sunday, November 20, be declared "Community University Day" in Kingston and that the citizens of Kingston be each requested to invite two Queen's University students to their homes for dinner in order that the students and residents of Kingston might meet together.

He said that he would be making a more definite proposal directly to the Community Services Committee.

Ald. Miller said that prior to Ald. Matthews vacation trip to Scotland he had suggested that the residents at Rideaucrest were not able to get out of the home too often.

Ald. Miller said that she wished to report that trips to the C.N. Tower, to the Gatineau region and to Bancroft had been arranged recently for those residents who wished to go. She also noted that there are regular crafts programmes and Bingo etc., as activities that are provided for the residents. She noted that a fair amount of activity goes on for the residents at Rideaucrest, even though they may not be seen outside in the sun.

Ald. Miller said that the Transportation Minutes, Clause 77-431, give a number of reasons that Council had not changed the parking from the north side of Johnson Street to the south side of Johnson Street, in front of the library, but she said that Council's action had not been for the reasons given in the Minutes of the Transportation Meeting.

Ald. Miller said that she believed it was a good idea to utilize the lay-by on the south side of Johnson Street for depositing books or discharging passengers. She said that she believed the Transportation Committee should meet and discuss the situation with the architect and members of the Public Library Board.

Mayor Keyes requested that a meeting of the Transportation Committee be arranged with the architects and the Public Library Board as soon as possible.

Ald. Gerretsen said that arrangements were in the process of being made for a meeting which would have been held by now if Library Board members had been able to be present. He said that the Transportation Committee's minutes may need amendment.

Ald. Gerretsen said that when the decision had been made by Council for vehicles to park on the north side of Johnson Street, instead of the south side in front of the Library, it was found that cars that use the three foot deep lay-by in front of the Library will project out into the travel lane of Johnson Street and the members of the Transportation Committee had requested that the lay-by be filled in and made part of the sidewalk. However, he said, instructions have now been given to hold up on the construction of filling in the lay-by until a meeting of the Transportation Committee with the architect and members of the Library Board has been held.

Ald. McArthur said that the news stories from day to day are full of gloom and doom. He noted that there were stories concerning Canadian Unity and there were also stories concerning 11% unemployment. He said this indicates a need for strong leadership in the country, which is not being given. He noted that the Canadian dollar had been valued today at 90¢ U.S. funds, and that a year ago the dollar was valued at $1.07 U.S. funds.

Ald. McArthur said that the following story is going around:

> That in the United States they have President Carter, Bob Hope and Johnny Cash.
>
> But in Canada they have no Carter, no Hope and no Cash.

Ald. Mackenzie said that she had attended a recent planning conference and that during the two days of discussions, it was noted basically that housing and other developments are not being proceeded with in Ontario. She said that aggressive action to assist developers was needed from

UNFINISHED BUSINESS (cont'd)

everyone. She also noted that the need for more affordable houses is becoming evident. She also said that reports of many mortgages being defaulted are now being received.

Mayor Keyes said that he wished to commend members of Council for their attendance at conferences and he noted that he had attended the Bureau of Municipal Research Conference in Toronto last week which discussed budgetting, including programme review budgetting.

He also noted that the Ontario Economic Council had held a meeting in Kingston today which, together with the City Treasurer, he had attended.

Mayor Keyes said that the Bike-a-thon to assist the United Way, to be sponsored by the news media, had been cancelled.

Mayor Keyes reported that the 1981 Summer Canada Games Selection Committee would be visiting the City of Kingston on Saturday and Sunday, November 5 and 6 to view the sites and capabilities of the City of Kingston.

Mayor Keyes said that the City of Kingston 1981 Summer Games Committee would be holding a meeting on November 1 at 7 p.m. to acquaint the members of the local organizations that might be involved in the 1981 Summer Games with the requirements of the Site Selection Committee.

Mayor Keyes noted that Kingston was the only City from Eastern Ontario that had made the list of 5 municipalities. The other 4 he said were two in Northern Ontario, Sudbury and Thunder Bay, and the cities of London and Waterloo.

Mayor Keyes said that he was confident that the Site Selection Committee would see the great support for the games and the City's organizational capabilities when they visited Kingston.

Ald. Matthews said that he agreed with Ald. Miller that many things and opportunities are made available to the residents at Rideaucrest. However, he said, it is on Saturday and Sunday when normally nothing is done for the residents, that they sit out in the sun. He noted that the Tuck Shop, at his request, is now open on Sunday, but that coffee etc., is not served on the weekends.

Ald. Matthews said that the Rideaucrest Residents' Council had not been activated this year. He said that when it had been established he believed that it was supposed to be promoted by the Administration.

Ald. Hawkins said that, in his reading of the Public Utilities Commission Minutes, there is contemplation that a rebate from Ontario Hydro would be received and handed back to the ratepayers in the form of a cheque. He said that this suggestion should be re-examined before being implemented.

Mayor Keyes said that the Public Utilities Commission Minutes had suggested that if the Commission received a lump sum rebate from Ontario Hydro that it should be given back to the ratepayers in one lump sum. However, he said that Ontario Hydro will not be giving a rebate to the Commission in one lump sum and therefore the ratepayers will not be receiving a cash rebate.

Mayor Keyes noted that a number of years ago the City of Kingston provided the ratepayers with a rebate instead of holding the funds to lower the next year's taxes which would have been a better method.

In answer to a question from Ald. Gerretsen, the Clerk-Comptroller reported that Allimor Corporation Limited, who had been granted an extension of the deadline for submission of their building plans, had been notified by the Finance Committee that the Committee had confirmed that the date of September 30 was the date of completion of the demolition. Therefore, December 30, 90 days later, became the final date for commencement of construction of the new hotel under the terms of the agreement. The Clerk-Comptroller confirmed that this had been checked out with the City Solicitor and he further reported that Allimor Corporation had submitted their building plans on October 20.

UNFINISHED BUSINESS (cont'd)

Ald. Gerretsen said that it was rumoured that the type of restaurant to be included in the Allimor development had been changed from a snack bar to a Class A restaurant. He suggested that it should be clearly established that it would be a snack bar since he did not want the City to be hurt by too many Class A restaurants in the same area.

Mayor Keyes noted that the plans for the construction of the hotel show the restaurant area to be the same size as it was in the development proposal plans.

BY-LAWS

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That By-Laws 1 to 15 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 11 to 15 their third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Laws 11 to 18 be given their third reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of The City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 4 and 6, Report No. 101).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9108)
Clauses 4 and 6, Report No. 101, 1977.

(Note: Ministry of Transportation and Communications approval not required.)

(2) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Valleyview Avenue From Portsmouth Avenue to Florence Street Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9109)
Clause 2(a), Report No. 104, 1977.

(3) A By-Law to Authorize the Construction of a Curb, Gutter and Boulevard on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9110)
Clause 2(b), Report No. 104, 1977.

BY-LAWS (cont'd)

(4) A By-Law to Authorize the Construction of a 42 Inch Storm Sewer in Concession Street from Division Street to 72 Feet West of Alfred Street and a 15 Inch Storm Sewer in Alfred Street from Concession Street Northerly 48 Feet Under the Provisions of Section 7 of *The Local Improvement Act* (Petition).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9111)
Clause 2(c), Report No. 104, 1977.

(5) A By-Law to Authorize the Construction of a 32 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Russell Street from Montreal Street to 95 Feet East of Bagot Street Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9112)
Clause 3(a), Report No. 104, 1977.

(6) A By-Law to Authorize the Construction of an 8 Inch Watermain With Service in Russell Street from Montreal Street to 5 Feet East of Bagot Street Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9113)
Clause 3(b), Report No. 104, 1977.

(7) A By-Law to Authorize the Construction of a Concrete Sidewalk on the East Side of Portsmouth Avenue from Fairview Road Northerly 1,520.98 Feet Under the Provisions of Section 8 of *The Local Improvement Act.*

(FIRST AND SECOND READINGS) (PROPOSED NO. 9114)
Clause 3(c), Report No. 104, 1977.

(8A) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Queen Street from King to Bagot Streets (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9115A)
Clause 12(A), Report No. 106, 1977

(8B) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from King to Bagot Streets and a Storm Outlet Sewer in Wellington Street from Queen to Barrack Streets (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9115B)
Clause 12(A), Report No. 106, 1977

(8C) A By-Law to Authorize the Construction of a Sanitary Sewer in Wellington Street from 43 Feet North of Queen Street to 64 Feet North of Barrack Street (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9115C)
Clause 12(A), Report No. 106, 1977

(9) A By-Law to Authorize the Construction of Replacement of Structural Defects in Certain Sanitary Sewers and Storm Sewers and of the Reconstruction of the Storm Sewer in McMahon Avenue from Indian Road to Strathcona Crescent (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9116)
Clause 13, Report No. 106, 1977.

BY-LAWS (cont'd)

(10) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Including Widening for a Turning Lane on the West Side from 140 Feet South of Elliot Avenue 140 Feet Southerly and the Reconstruction and Widening of the Asphalt Pavement, Including Reconstruction of Concrete Sidewalk on North Side, of Elliot Avenue from Division Street Easterly 465 Feet (General Rate).

(FIRST AND SECOND READINGS) (PROPOSED NO. 9117)
Clause 14, Report No. 106, 1977.

(11) A By-Law to Amend By-Law No. 7756, "A By-Law to Appoint Fence-Viewers Pursuant to the Provisions of The Line Fences Act", (Appointment of Mr. T. Lanos).

(THREE READINGS) (PROPOSED NO. 9118)
Clause 3, Report No. 102, 1977.

(12) A By-Law to Amend By-Law No. 9048, "A By-Law to Authorize the Construction, in the Industrial Park, of Roadways, Curbs and Entrances, Sanitary Sewers, Watermains and Street Lighting (General Rate)" (Extend Term).

(THREE READINGS) (PROPOSED NO. 9119)
O.M.B. Order

(Note: Extends term of debenture issue from 5 to 15 years the term of the Ontario Development Corporation Loan.)

(13) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $500,000.00 for Public library Purposes.

(THREE READINGS) (PROPOSED NO. 9120)
Clause 18, Report No. 106, 1977.

(14) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: Part of Farm Lot 4, C.W.G.R. - Northwest Corner Montreal and Briceland Streets).

(THREE READINGS) (PROPOSED NO. 9121)
By-Law No. 14

(15) A By-Law to Confirm the Proceedings of Council at Its Meeting held on October 24, 1977.

(THREE READINGS) (PROPOSED NO. 9122)
City Council Meeting No. 27.

(16) A By-Law to Authorize the Reconstruction and the Construction of Certain Concrete Sidewalks Under the Provisions of Section 7 of *The Local Improvement Act* (Petitions).

(THIRD READING) (PROPOSED NO. 9066)
Clause 3, Report No. 82, 1977

(17) A By-Law to Rezone the 5 Acre, More or Less, Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary to C2 Commercial.

(THIRD READING) (PROPOSED NO. 9087A)
Item 6, Clause 77-601, Meeting No. 36 of Finance and Accounts Committee.

BY-LAWS (cont'd)

(18) A By-Law to Amend By-Law 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 2.63 Acre Parcel of Land Located at the Northwest Corner of Bath Road and Sir John A. Macdonald Boulevard from B3 (Multiple Family) Residential to B3.138 (Multiple Family) Residential).

(THIRD READING) (PROPOSED NO. 9103)
Clause 1, Report No. 97, 1977

MOTIONS

(1) Moved by Ald. Breen,
Seconded by Ald. Timmins,

That, after 25 years of exemplary service to the public as Medical Officer of Health of The Corporation of the City of Kingston from 1952 to 1968 and of The Kingston, Frontenac and Lennox & Addington Health Unit from 1968 to 1977, the best wishes of Council for a long, happy and healthful retirement be extended to Dr. Richard Arnold Kelly.

CARRIED

(2) Moved by Ald. Allmark,
Seconded by Ald. Breen,

That Council do now adjourn.

CARRIED

Council Adjourned at 9:30 p.m.

(L.S.)

(Signed) *T.J. McKibbin* (Signed) *Ken Keyes*
Clerk-Comptroller Mayor

Local Govt.

CITY COUNCIL MEETING NO. 28

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, November 14, 1977, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

The City of Kingston Achievement Medal will be presented to the Kingscourt Baseball Association Lions Club Bantam All-Stars 1977 "B" Champions O.B.A.

TABLING OF DOCUMENTS

MINUTES

That the Minutes of City Council Meeting No. 27, held on October 24, 1977, be adopted as printed.

COMMUNICATIONS

To be Filed

(588) From the Ministry of Housing, acknowledging receipt of Council's resolution (R.97(6)77) not concurring with the deletion of the proposed alternative crosing of the Great Cataraqui River in Proposed Amendment 11 to the Official Plan for the Pittsburgh Planning Area, stating that the matter has been referred back to the Kingston Area Planning Board to give them an opportunity to express an area-wide view prior to the Minister's consideration of the amendment.

(589) Minutes of the Kingston Suburban Road Commission Meetings held in August, September and October, 1977.

(590) From the Department of Energy, Mines and Resources, a publication entitled *Energy, The Task Ahead,* Policy Questions and Answers.

(591) From the Ministry of Health acknowledging Council's resolution (R.95(2)77) requesting that O.H.I.P. fund the cost of orthodontic services and assuring the City that their proposal will be kept on file so that full consideration can be given when the present financial restraints are eased.

(592) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication entitled *Background,* Nos. 77/39, 77/40 and 77/41.

(Note: Copies have been distributed to each member of Council.)

(593) From the Association of Municipalities of Ontario, their publication entitled *A.M.O. News* for October, 1977.

(Note: Copy has been distributed to each member of Council.)

To be Referred to All Committees

(594) From the Ministry of Community and Social Services to Children's Aid Societies, a memorandum requesting establishment of Energy Management Programs for Conservation for their facilities.

COMMUNICATIONS (cont'd)

To be Referred to Public Works Committee

(595) From the Metal Container Manufacturer's Advisory Council, regarding the Stratford Resolution of September 12, 1977 with respect to Non-Returnable Beverage Packaging.

(596) From the Ontario Good Roads Association requesting resolutions and a proposal of names for recognition of long service in the cause of good roads for their 1978 convention to be held in Toronto at the Royal York Hotel on February 20, 21 & 22, 1978.

Which Has Been Referred to Planning Board

(597) From the Ministry of Housing regarding proposed Terraceview Subdivision and requesting Council's specific recommendations on Block I, which was not included in the plan, as draft approved, but is now proposed for commercial use.

To be Referred to The Grand Theatre Board and Finance and Accounts Committee

(598) From the Ministry of Culture and Recreation enclosing a news release pertaining to Wintario Capital procedure change requiring that projects must be submitted for approval before the project begins, effective January 1, 1978.

To be Referred to the Finance Committee

(599) From the Liquor Licence Board of Ontario re: Top Card Restaurant, 35 Rideau Street, notifying that they have applied to the Board for a liquor licence and advising of a pending public meeting which will enable Council to make representation to the Board if it desires.

(600) From the Association of Municipalities of Ontario, their publication *Labour Relations News* dated November, 1977.

(Note: Copy distributed to each member of Council.)

Which Has been Referred to the Finance Committee

(601) From Nutana Properties Limited re: North of Counter Street Development advising that the Board of Directors have decided not to proceed with this development and also that there has been a policy decision to discontinue the company's activities in raw land development.

Which Has Been Referred to the City of Kingston Planning Board and Reported to the Finance Committee

(602) From Arcom Developments Limited with respect to the Davis Tannery Site, requesting that City Council consider amending the proposed official plan amendment No. 93 and the zoning by-law to place all the development lands designated as residential to be under a plan of subdivision and enclosing an Environmental Study reporting on the condition of the soil, water and vegetation on the proposed site.

(Note: Copy of study has been distributed to each member of Council and the Planning Board.)

page 2...

COMMUNICATIONS (cont'd)

To be Filed

(603) From the Cataraqui Region Conservation Authority notifying that a General Meeting of the Authority will be held on Thursday, December 8, 1977, at 8 p.m. in the Frontenac County Court House.

(604) From the Little Cataraqui Enviornment Association presenting a cheque for $20,000 to the City of Kingston for use towards purchase of land along the Little Cataraqui Creek and encouraging the City to retain a green corridor from Bath Road along the west side and northern part of the Beaufort Lands, adjacent to Conservation Authority lands. Also that they propose to turn over funds when received for this purpose.

To be Referred to Community Services

(605) From the Borough of Etobocoke requesting that Council endorse their following resolution:

> *"That the Attorney General for Canada be petitioned to request the Provincial Attorneys General and the Provincial Solicitors General to have placed on their next meeting's agenda the matter of pornography and its exposure to children."*

To be Filed

(606) Statement of Revenue and Expenditures for the period ending September, 1976, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of Sept. 1977	Month of Sept. 1976
Operating Deficit:	691,037.	599,893.	71,751.	38,144.
Debentures:	36,200.	27,150.	3,107.	3,849.
Totals:	727,237.	627,043.	74,858.	41,993.

(607) From Mrs. Eleanor Moore thanking the City for the flowers sent to her on the occasion of her 100th birthday.

(608) From Mr. T. J. McKibbin, expressing his appreciation and thanks to members of Council for nominating him to receive the Queen Elizabeth II Silver Jubilee Medal.

(609) From the Ministry of Transportation and Communications notifying that the City does not qualify for an Interim Petition for Subsidy at this time.

(610) From Mr. W. David Stevens, Airport Administrator, inviting members of Council to hear Mr. E. R. Glew, of Texaco Canada Limited, speak on the topic "The Benefits of an Airport to the Community" at the Transportation Committee meeting on Wednesday, November 16, 1977. 5:30 p.m., in the Loyalist Room, City Hall.

To be Referred to Community Services

(611) From the Ministry of Community and Social Services outlining Instructions to the Children's Aid Societies for the Completion of the 1978 Estimates of Expenditures .

COMMUNICATIONS (cont'd)

To be Referred to Finance and Accounts Committee

(612) From the Kingston, Frontenac and Lennox and Addington Health Unit requesting support for a proposed expansion of their main office facilities. The cost of the project has been estimated at $350,000. and the Provincial Ministry of Health has agreed to provide a capital grant, amounting to 2/3 of this cost, if the local municipalities agree to pay the other 1/3. The Health Unit is requesting an Agreement from the City of Kingston to provide $49,742. during the year 1978.

(613) From The Kingston Tourist and Visitors' Bureau enclosing the Financial Statement up to October 31, 1977, and requesting the balance of the City's contribution of $9,571.00. A final Financial Statement will be presented at the end of this year, at which time the Bureau will report on the feelings of Tourism for Kingston.

Which Has Been Referred to Finance and Accounts Committee

(614) From the Church Athletic League of Kingston outlining their position with regard to Minor Hockey Player Surcharge for Out-of-City participants.

(615) From the Public Utilities Commission reporting on their 1978-1982 Transit Department Capital Budget which was approved on June 20, 1977. A resolution has also been received from the Commission asking for approval of Council and the Finance Committee to purchase three 45 seater buses in 1978, with the understanding that the Ministry of Transportation & Communications will provide a subsidy of 75% of the purchase price. The Commission reports that when the new vehicles are delivered in 1978, three 31 passenger buses which were purchased in 1962 and which are in very poor condition, will be removed from service.

Which Has Been Referred to the Committee on Twinning the Cities of Kingston and Boucherville

(616) From the City of Boucherville outlining the goals for the twinning of the City of Boucherville and the City of Kingston, enclosing a copy of the Mayor's inaugural address and organizational chart, and other correspondence.

PETITIONS

To be Referred to the Police Commission

From 18 Concerned Residents of The Brock Street Block Between University and Division Streets stating:

> *"We, the undersigned, wish to bring to your attention the excessively high levels of noise we are often forced to tolerate between midnight and five A.M. from tenants of several rental properties on our block and guests who frequent their rowdy all-night parties. We and our children and elderly residents are repeatedly wakened at night by the sound of blaring music, raucous talk and laughter, drunken quarrels and fights, revving car and motorcycle engines and utterly vile language. It frequently takes police some time to answer our complaint calls, during which time the noise may lull, only to flare up again after the officers issue their warning and leave. When parties break up, people holler and roar at one another down the block with absolute lack of consideration for their sleeping neighbours and total disregard for any anti-noise bylaws which are supposed to exist in Kingston.*

page 4 ....

PETITIONS (cont'd)

We are hardworking taxpayers, trying to maintain and improve our properties and to respect the rights of our neighbours. We need our sleep at night. We pay comparatively high taxes for the privelege of enduring the traffic noise and concentrated air pollution of a busy one-way street which is also a major fire engine and ambulance route. We face constant lack of consideration by the City Works Department and our aldermen who see no injustice in forfeiting our right to garbage collection on the numerous holiday Mondays in the year, or permitting haphazard snow removal on the parking side of the street endangering the lives of our many older residents who must shovel through it. Now it seems there are not even adequate bylaws to allow us reasonable peace at night.

We are asking you as our municipal lawmakers and enforcers, to do everything in your power to assure that existing by-laws are enforced. If they are not legally operative, then we entreat you to enact laws which will be effective in making the whole city a more peaceful place at night.

One area which could readily be improved by police surveillance in this area is the drag racing which is a popular sport along Brock Street in the late evening and early morning hours. Any one of us would welcome and encourage police surveillance from our property to discourage and eliminate this dangerous and often property damaging occurrence. Police records will testify to the frequency of side-swiped vehicles in this area. This racing naturally adds to the high noise level at night.

Thankyou for your consideration of this information. We anticipate an assurance of your support in the near future."

REPORTS

REPORT NO. 107

October 27, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following resolution of the Township of Charlottenburgh be endorsed:

"BE IT RESOLVED THAT:

WHEREAS the suspension of capital punishment in Canada has failed to act as a viable alternative in the treatment of a serious and ever rising proportion of grevious crimes both within our penetentiary systems and society as a whole;

AND WHEREAS the placing of the moral responsibility for deciding the retention or abolition of capital punishment in the hands of a small number of elected people at the Federal level has also failed in its aim of providing the vehicle for policy making;

AND WHEREAS the placing of such responsibility has only succeeded in creating another issue for inefectual political interchange;

AND WHEREAS such conditions behave as a catalyst for the unfettered increase of violent crime without fear of recrimination;

NOW THEREFORE BE IT RESOLVED that it is the view of the Council of the Corporation of the Township of Charlottenburg that the issue of capital punishment be placed on the next ballot as a national referendum to allow the people of Canada to decide the issue according to their own collective conscience and thereby relieve the elected people from the responsibility of interpreting the wishes of their constituents.".

Alderman Miller opposed.)

2. That Council in recognition of the important role of the university, colleges and schools in the Kingston Area, and particularly the role of the students that come from many other communities and contribute in a constructive way to our community's life, wholeheartedly endorse the idea of the proclamation of Community University Day on November 20th 1977 and urge families in the Kingston Area to invite students on that day into their homes.

Respectfully submitted,

CHAIRMAN.

Report No.108

October 27, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - no charge be made for the use of Memorial Hall by The Ontario North Today Committee for a meeting on October 26, 1977.

2. That the account of Smith, Mill and Ross, Architects, in the amount of $16,502.00, being progress payment for professional services rendered in connection with N.I.P. Area Redevelopment Plan for Artillery and Neighbourhood Parks and Artillery Park Pool Cover, be paid.

Respectfully submitted,

Chairman

Report No.109

November 7, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the following rates for rental of trucks for winter control operations during the 1977/78 season, be approved -

Vehicle		1976/77	1977/78
Single axle	- 10 cy minimum	$10.00/hr	$10.50/hr
	- 13 cy minimum	-	12.00/hr
Tandem axle	- 15 cy minimum	$15.00/hr	$15.75/hr
	- 19 cy minimum	-	18.00/hr

and that the truckers be required to carry third party liability insurance in the minimum amount of $300,000.00 (present requirement $100,000.00).

2. That the quotation of Bennett Paving and Materials Ltd to supply 600 tons of permanent all-weather patching asphalt for winter road repairs at a price of $17.50 per ton delivered to the City Yard, be accepted being the only quotation received.

Note This price is about 6¼% higher than last year which is not an unreasonable increase.

3. That the main sewer and sewer services installed in Newcourt Fields Subdivision by L.M. Welter Ltd for Homestead Landholdings Ltd., be accepted for future maintenance by the City of Kingston, subject to the payment of all outstanding accouts and provision of a two year guaranteed maintenance bond commencing January 28, 1977.

Note The delay in accepting the services was caused by a dispute between the Developer and the buyer of the lots concerning certain servicing commitments which, according to the Developer, has now been settled.

......../2

4. That, since through an oversight the sewer services installed in Greenridge Subdivision Phase III were not formally accepted for future maintenance by the City of Kingston although they were completed with the storm and sanitary sewers installed in Phase II, Clause 8 of Report No.82/76 which accepted the storm and sanitary sewers including sewer services in Phase II, be amended to include the sewer services installed in Phase III, and since the guaranteed maintenance bond provided for Phase II for a two year period commencing May 17, 1976 covers the work included in Contract 75/12W, part of which were the sewer services under reference, no additional bonding be required.

5. That the account of the Corporation of the County of Frontenac, in the amount of $68,500.00, which is the City's contribution to the maintenance of suburban roads for the year 1977, be paid.

Respectfully submitted,

Chairman

REPORT NO. 110

To The Mayor and Aldermen October 12th, 1977

The Transportation Committee reports and recommends as follows:

8. That, notwithstanding the provisions of By-Law 10, Dacon Corporation be permitted to encroach upon City property by the planting of seven trees on the north side of Princess Street, between Regent Street and Drayton Avenue, subject to utilities approval.

NOTE: Dacon Corporation will be responsible for the maintenance and planting of the trees.

November 2nd, 1977

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side and south side of Weller Avenue from Compton Street to Wiley Street.

NOTE: At the present time, parking is permitted.

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Victoria Street become a Stop Street at Oak Street.

NOTE: At the present time, there are no signs at this intersection.

3. That the following two amendments be made to the Agreement reached between the City of Kingston and the County of Frontenac with regard to the Court House Parking Lot:

   i) That the City shall provide the County with a statement of revenue and expense with respect to the meter operation, on a quarterly basis; and,

   ii) That a five (5) hour time limit be permitted rather than the stipulated two (2) hour limit.

and that a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that five hour time limit meters be installed on the Court House Parking Lot.

4. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on both sides of Johnson Street, from Ontario Street easterly to the end of JOhnson Street.

NOTE: At the present time, parking is permitted.

Ald. Clements opposed

5. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on both sides of Ontario Street between Johnson Street and William Street.

NOTE: At the present time, parking is permitted.

Ald. Clements opposed

6. That the following resolution of the City of London BE ENDORSED:

> *"THAT WHEREAS it would appear that there is general concern throughout the Province of Ontario about the rising use of motor-bikes and the lack of uniform regulation of such and similar vehicles, attested to by the fact that the Association of Municipalities of Ontario at its 1977 Annual Conference adopted resolutions from Local Municipalities asking the Provincial Government to enact legislation that would establish effective and uniform province-wide controls over such vehicles;*
>
> *AND WHEREAS this concern can be substantiated in the City of London by the fact that continuous representations have been made over the past several years, and are still being made, to the Municipal Council by individual citizens and by ratepayers groups concerning the lack of regulation of these vehicles;*
>
> *AND WHEREAS not just the public, but also responsible users of such vehicles through their various organizations have expressed concern at the misuse of these vehicles by certain individuals;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario, the Honourable W.G. Davis and the Executive Council of Ontario be urged to give immediate attention to the creation and enactment of an amendment to an existing Statute such as the "Highway Traffic Act", to provide for the uniform regulation, including the establishment of appropriate manufacturing standards relating to noise containment, of these vehicles, using the same general approach and philosophy in such legislation as that used in the formation of the "Motorized Snow Vehicles Act, 1974", S.O., Ch. 113;*

6. continued:

> *AND FURTHER, that the Government solicit the assistance of and input from responsible user/producer groups such as the Canadian Motorcycle Association, the Ontario Trail Council and the Motorcycle and Moped Industry Council when formulating this legislation."*

7. That a fixed time traffic signal be installed at the intersection of Brock Street and Macdonnell Street, and that approval be obtained from the Ministry of Transportation and Communications for subsidy.

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that No Parking Here To Corner be established on the west side of Bagot Street from Ordnance Street, 105 feet northerly.

NOTE: At the present time, parking is permitted.

Ald. Webb opposed

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Mowat Avenue, from 73 ft. south of Churchill Street, southerly 100 ft.

NOTE: At the present time, parking is permitted.

10. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that 20¢ per hour, 2 hour time limit meters be installed on the Angrove Parking Lot.

NOTE: At the present time, eight hour time limit meters exist.

11. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that 20¢ per hour, eight hour time limit meters be installed on the proposed parking lot at the northeast corner of Queen Street and Wellington Street (former S.N. Kingston property).

12. Moved by Alderman Miller, seconded by Alderman Gerretsen, that a Motion of Reconsideration be presented to Council, and that the following resolution of the Transportation Committee be considered:-

THAT WHEREAS it would be safer for children and other passengers to be discharged directly onto the sidewalk on the south side instead of the north side;

AND WHEREAS it would eliminate the dangerous crossing of Johnson Street by motorists and passengers;

AND WHEREAS the relocation of the parking lane would make existing bus lay-by wide enough to accommodate school buses and passenger vehicles;

AND WHEREAS the architects stated that the relocation of the parking lane to the south side would not affect the aesthetics of the library building;

AND WHEREAS the shifting of the parking lane will reduce the sharpness of the change in the Johnson Street alignment at Bagot Street;

AND WHEREAS the relocation of the parking lane should reduce the numerous accidents involving southbound vehicles on Wellington Street at Johnson Street;

AND WHEREAS the shifting of the parking lane to the south side will be consistent with the existing parking lane on the south side between King Street and Ontario Streets;

AND WHEREAS the shifting of the parking lane will permit passengers to be discharged at the front door of the library without cars stopping in a travelled lane, as would happen if parking remained on the north side of the street;

AND WHEREAS the shifting of the parking lane will remove the need to place a school bus stop on the east side of Bagot Street in front of the Bishop's Palace and the elimination of two parking meters;

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law 495 (Meters), to provide that parking meters be installed on the south side of Johnson Street between Bagot Street and Wellington Street;

AND FURTHER, that parking meters be installed on the south side of Johnson Street between Wellington Street and King Street.

13. That, notwithstanding the provisions of By-Law 10, the Kingston Jaycees be permitted to hold a Santa Claus Parade on November 19th, 1977 commencing at 10:00 a.m. and ending at 1:00 p.m.

NOTE: The proposed route commences at the Kingston Shopping Centre, to Princess Street, down Princess Street, and ending at the Holiday Inn.

and that the action of the Committee authorizing same be ratified.

Respectfully Submitted,

Chairman

REPORT NO. 111

November 8, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Kingston General Hospital, for a nine-storey building in the Health Science Centre on the westerly portion of the block bounded by King, George, Stuart Streets and Lower University Avenue:

SK0	Perspective - Dated September 1977
SK1	Site Plan - Dated September, 1977
SK2	Floor Plan Level 0 - Dated September, 1977
SK3	Floor Plan Level 1 - Dated September, 1977
SK4	Floor Plan Level 2 - Dated September, 1977
SK5	Floor Plan Level 3 - Dated September, 1977
SK6	Floor Plan Level 4 - Dated September, 1977
SK7	Floor Plan Level 5 - Dated September, 1977
SK8	Floor Plan Level 6 - Dated September, 1977
SK9	Floor Plan Level 7 - Dated September, 1977
SK10	Floor Plan Level 8 - Dated September, 1977

be approved, subject to the applicant entering into a development control agreement, which shall include the following conditions:

a) that the development be in accordance with the above listed plans;

b) that interior layouts as shown on all floor plans (SK2-SK10 inclusive) shall be exempted from the requirements of the development control agreement;

c) that a landscaping plan subject to the approval of the City shall be submitted and implemented within 24 months of issuance of the building permit;

d) that all proposed parking areas and access routes be paved;

e) that the fire protection system be subject to the approval of the City of Kingston Fire Department;

f) that the northerly access route to Lower University Avenue be subject to the approval of the City of Kingston particularly with respect to grades and elevation;

g) that any damage to facilities in City streets which may occur during construction shall be rectified by the applicant;

h) that plans for water and electrical supply shall be subject to the approval of the Public Utilities Commission;

i) that a minimum of a twenty-five foot (25') setback be maintained at the south-west corner of the building or a minor variance be obtained.

2. That the following plans, submitted by the City of Kingston, for an enclosure for the open air swimming pool in the City of Kingston recreation complex at Artillery Park (Montreal Street at Ordnance Street):

Plan #0 - Perspective - Dated November, 1977

Plan #1 - Site Plan - Dated November, 1977

Plan #5 - Elevations - Dated November, 1977

be approved.

3. WHEREAS the City has received the Ontario Municipal Board decision dated September 7, 1977, with respect to Official Plan Amendment No. 71 (Hazard Lands) and Zoning By-Law No. 8499 as it affects three properties located within the valley of the Little Cataraqui River; and

WHEREAS Planning Board has conducted a review of the various matters raised in this decision;

BE IT RESOLVED that:

A. Zoning By-Law No. 8499 be amended to:

a) Amend Zoning Map Nos. 22 and 23 so as to rezone the approximately 2.5 acre parcel of land located on the south side of Bath Road east of the Little Cataraqui River as shown on copies of Zoning Map Nos. 22 and 23 which are attached hereto as Schedules "A" and "B" from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial.

b) Amend Zoning Map No. 11 so as to rezone lands on the west side of the Little Cataraqui River south of Princess Street as shown on a copy of Zoning Map No. 11 which is attached hereto as Schedule "C", from OS2 (Private Open Space) to OS2.148 (Private Open Space).

c) Add as Section 148 the following:

"148. On the parcel of land located on the west side of the Little Cataraqui River and designated OS2.148 on a copy of Zoning Map No. 11 attached to and forming part of By-Law No. 9126 as Schedule " C ", the permitted uses shall also include:

a) commercially operated driving tees, ranges or miniature golf courses and similar uses operated for hire or gain,

b) museums, art galleries, libraries, auditoriums, theatres, stadiums, arenas, bowling alleys, pool or billiard halls and similar commercially operated recreational facilities."

d) Amend Zoning Map Nos. 22 and 23 so as to rezone the two parcels of land located south of Green Drive as shown on copies of Zoning Map Nos. 22 and 23 which are attached hereto as Schedules "D" and "E" from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential.

3. (Cont'd)

B. The following Official Plan policy be adopted for inclusion as Section 5(13C) and that the Ontario Municipal Board be so advised for the purposes of including this policy in its order with respect to the referral of the "Dacon" lands affected by Amendment No. 71 (Hazard Lands):

> "That area which is designated as Hazard Lands, located south of Green Drive and east of the C.N.R. tracks, shall be subject to the Hazard Land policies of this plan with the exception that access from Green Drive across this area shall be specifically permitted."

AND BE IT FURTHER RESOLVED that final reading be not given to a By-law rezoning the "Dacon" property affected by Amendment No. 71 (Hazard Lands) until such time as the Cataraqui Region Conservation Authority has approved the O.L.S. survey.

4. That Council does hereby certify that By-Law No. 9126, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial; Rezone Lands on the West Side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space); Rezone Two Parcels of Land Located South of Green Drive from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential" is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 3 have been approved.

5. WHEREAS there is at present no provision for fees to be charged in connection with Zone Change Applications and applications for Official Plan Amendments; and

WHEREAS there was at one time such provision for fees to be charged to applicants by the Corporation of the City of Kingston, and such practice was discontinued; and

WHEREAS in the opinion of Planning Board provision for such a fee structure would discourage the filing of frivolous applications;

BE IT RESOLVED that the City of Kingston re-introduce a fee structure for Official Plan amendment applications and Zone Change applications, on the following basis:

Official Plan Amendment application	$100.00
Zone Change Application	$ 50.00

-and-

5. (Cont'd)...

BE IT FURTHER RESOLVED that provision be included in such a fee structure for applicants to appeal to Planning Board for an exemption from the above listed fees in cases of exceptional circumstances;

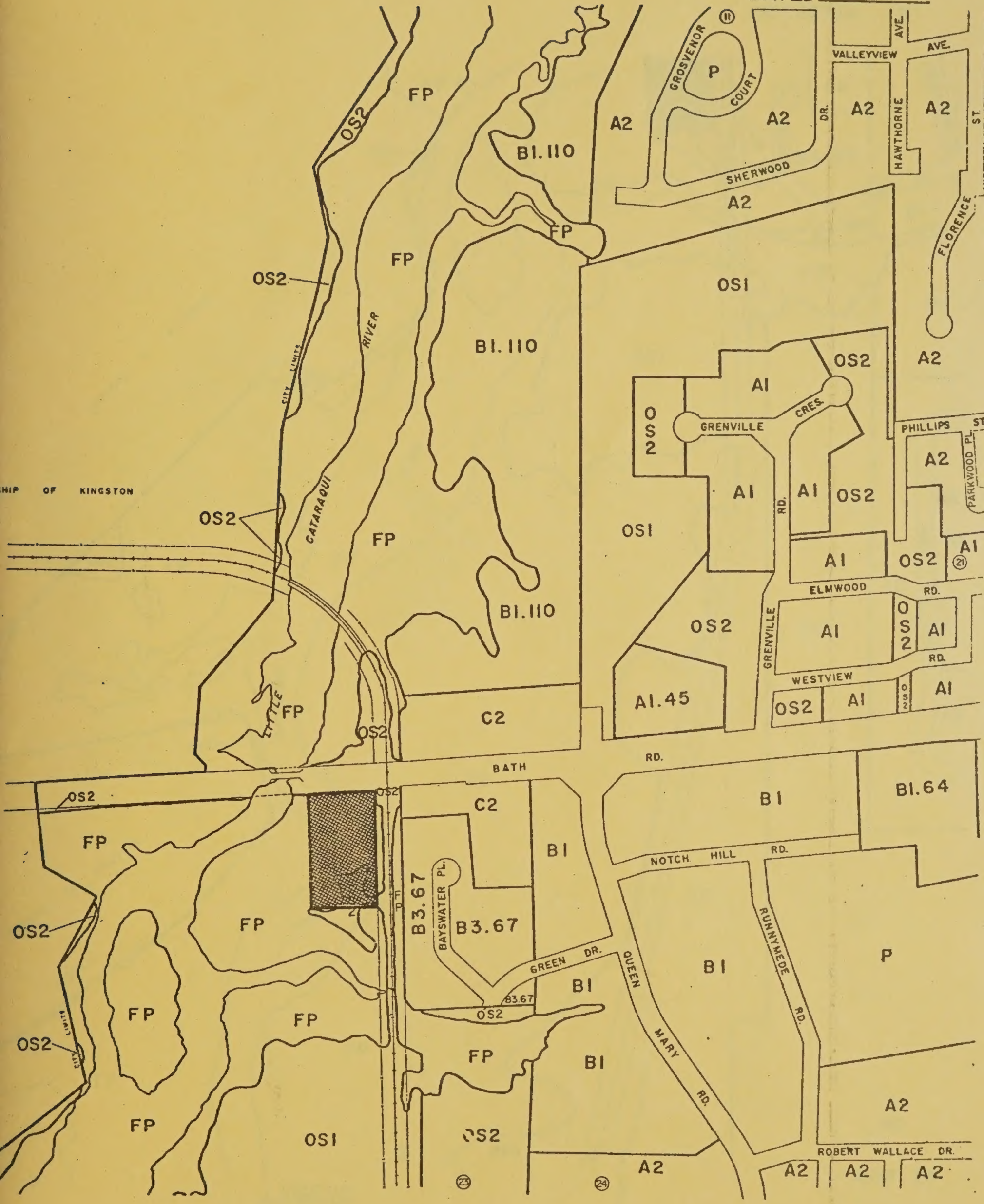
- and -

BE IT FURTHER RESOLVED that a refund of half the allotted fees be made if an application for an Official Plan Amendment or a Zoning Change is withdrawn before such applications are presented to Planning Board.

Respectfully submitted,

CHAIRMAN

SCHEDULE 'A'
BY-LAW Nº_____
DATED__________


GROSVENOR
COURT
⑪
P
A2
A2
SHERWOOD
DR.
VALLEYVIEW
AVE.
AVE.
A2
A2
HAWTHORNE
ST
FLORENCE
A2
OS2
FP
OS2
FP
B1.110
FP
OS2
RIVER
CITY LIMITS
B1.110
OS1
OS2
A2
A1
O S 2
GRENVILLE
CRES.
PHILLIPS
ST
A2
PARKWOOD PL.
HIP OF KINGSTON
OS2
CATARAQUI
FP
A1
RD.
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ELMWOOD
RD.
B1.110
OS2
GRENVILLE
A1
O S 2
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WESTVIEW
A1.45
OS2
A1
O S 2
A1
LITTLE
FP
OS2
C2
BATH
RD.
OS2
OS2
C2
B1
B1.64
FP
NOTCH HILL
RD.
B1
B3.67
BAYSWATER PL.
B3.67
OS2
FP
RUNNYMEDE
RD.
B1
P
GREEN
DR.
QUEEN
B1
B3.67
OS2
FP
FP
CITY LIMITS
OS2
FP
FP
B1
MARY
RD.
FP
OS1
OS2
A2
ROBERT WALLACE DR.
A2
A2
A2
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LEGEND

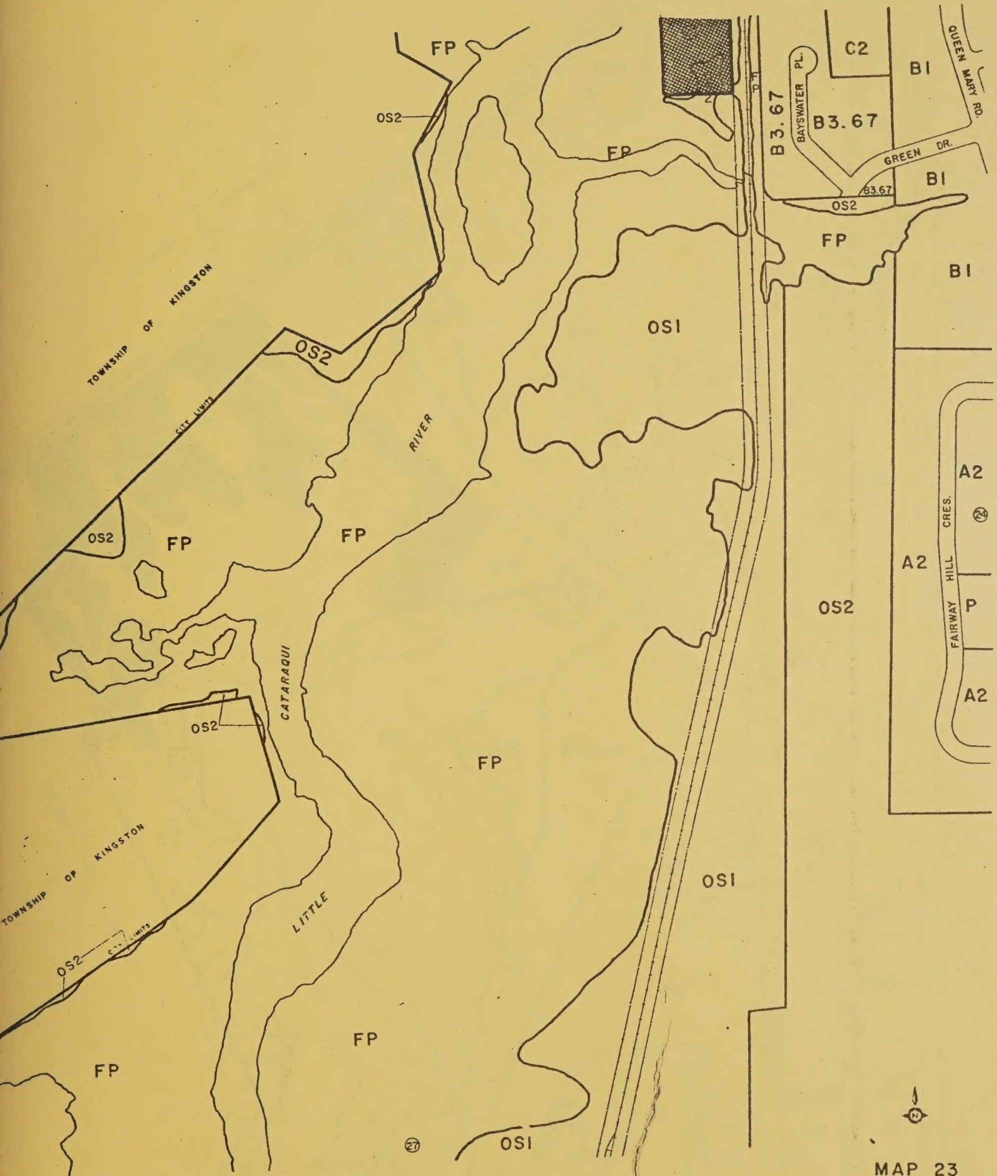
▨ TO BE REZONED FROM FP and OS2 TO C2

MAP 22

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

SCHEDULE B
BY-LAW Nº_____
DATED__________

SCHEDULE 'B'


FP
OS2
FP
TOWNSHIP OF KINGSTON
CITY LIMITS
OS2
RIVER
OS2
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FP
CATARAQUI
OS2
OS1
TOWNSHIP OF KINGSTON
CITY LIMITS
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LITTLE
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B3.67
BAYSWATER PL.
B3.67
C2
B1
QUEEN MARY RD.
GREEN DR.
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OS1
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A2
FAIRWAY HILL CRES.
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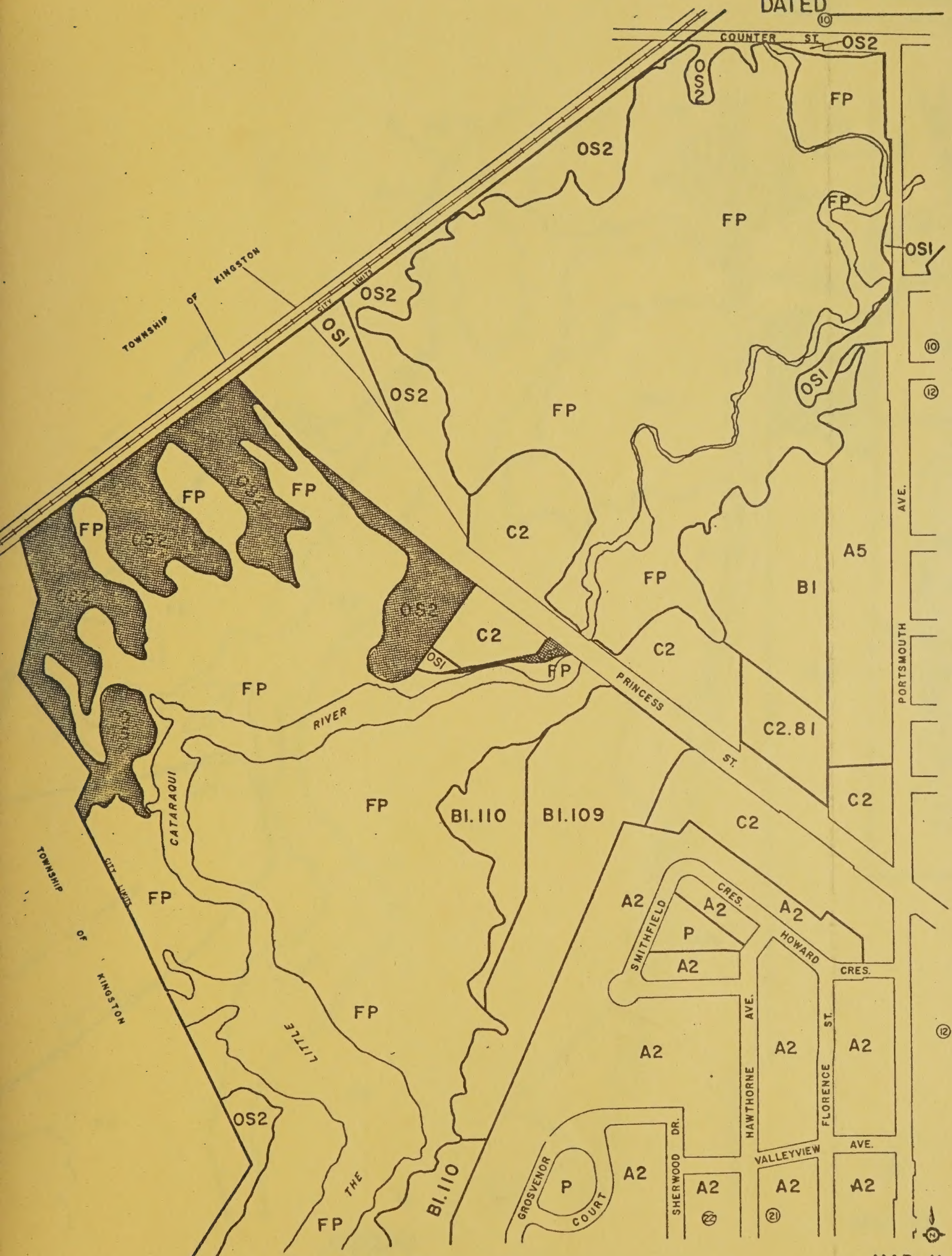
LEGEND

▨ TO BE REZONED FROM FP and OS2 TO C2

MAP 23

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

SCHEDULE 'C'
BY-LAW Nº_____
DATED__________


COUNTER ST.
OS2
FP
OS2
FP
OSI
OS2
OSI
CITY LIMITS
TOWNSHIP OF KINGSTON
OS2
FP
OSI
FP
C2
FP
FP
OS2
FP
OS2
OS2
OS2
FP
C2
OSI
FP
C2
B1
A5
PRINCESS ST.
C2.81
FP
RIVER
CATARAQUI
FP
BI.110
BI.109
C2
C2
PORTSMOUTH AVE.
TOWNSHIP OF KINGSTON
CITY LIMITS
FP
A2
SMITHFIELD
CRES.
A2
A2
P
A2
HOWARD CRES.
FP
A2
HAWTHORNE AVE.
A2
FLORENCE ST.
A2
LITTLE
OS2
VALLEYVIEW AVE.
THE
BI.110
GROSVENOR COURT
P
A2
SHERWOOD DR.
A2
A2
A2
FP
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⑫
⑩
⑫
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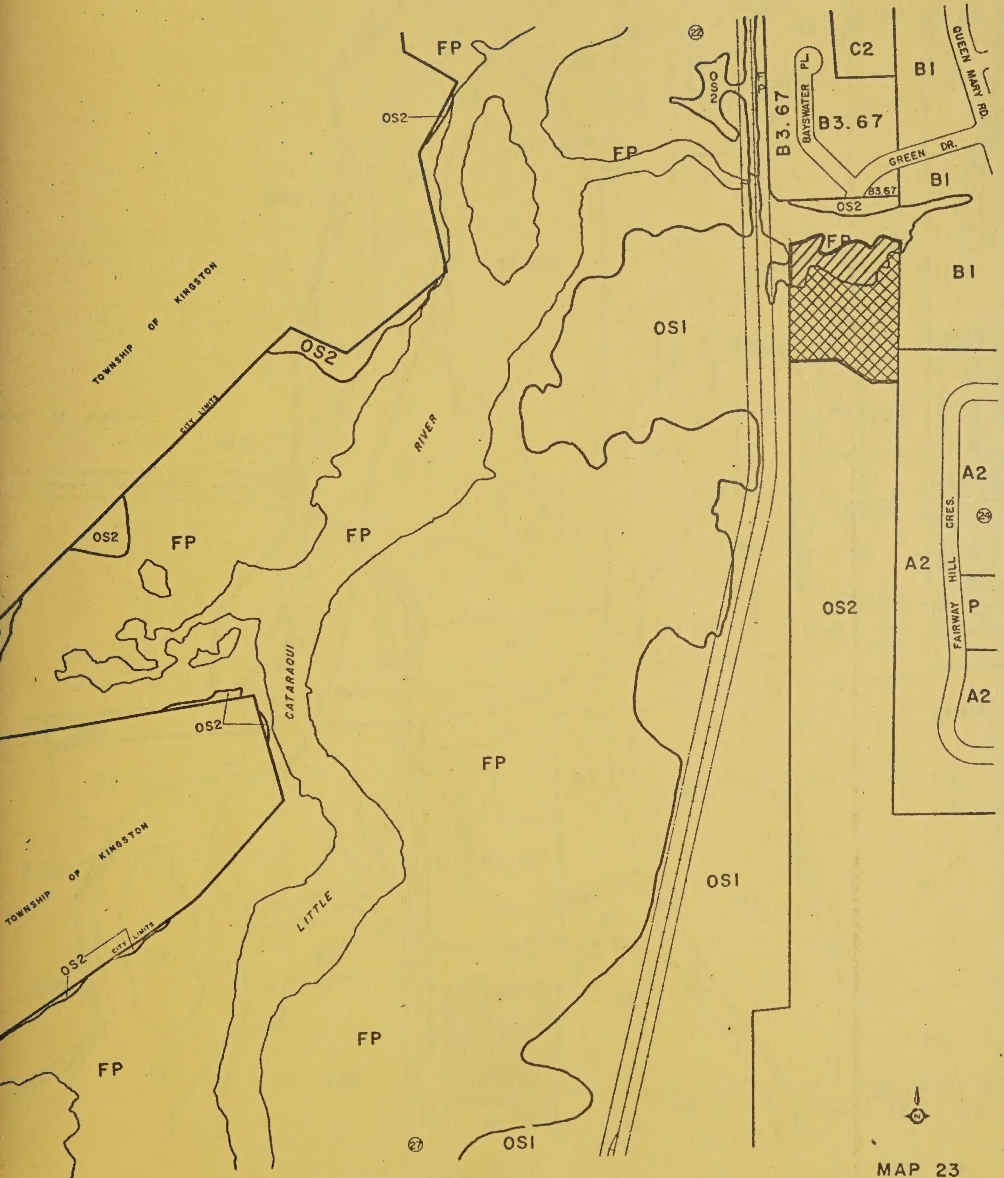
MAP 11

LEGEND

▨ TO BE REZONED FROM OS2 TO OS2.148

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

SCHEDULE 'D'
BY-LAW Nº _____
DATED__________


FP
OS2
22
OS2
B3.67
BAYSWATER PL.
B3.67
C2
B1
QUEEN MARY RD.
GREEN DR.
B1
B3.67
OS2
FP
B1
FP
OS1
TOWNSHIP OF KINGSTON
CITY LIMITS
OS2
RIVER
OS2
FP
FP
A2
CRES.
24
A2
HILL
FAIRWAY
P
OS2
A2
CATARAQUI
OS2
FP
TOWNSHIP OF KINGSTON
CITY LIMITS
OS2
LITTLE
OS1
FP
FP
27
OS1

LEGEND

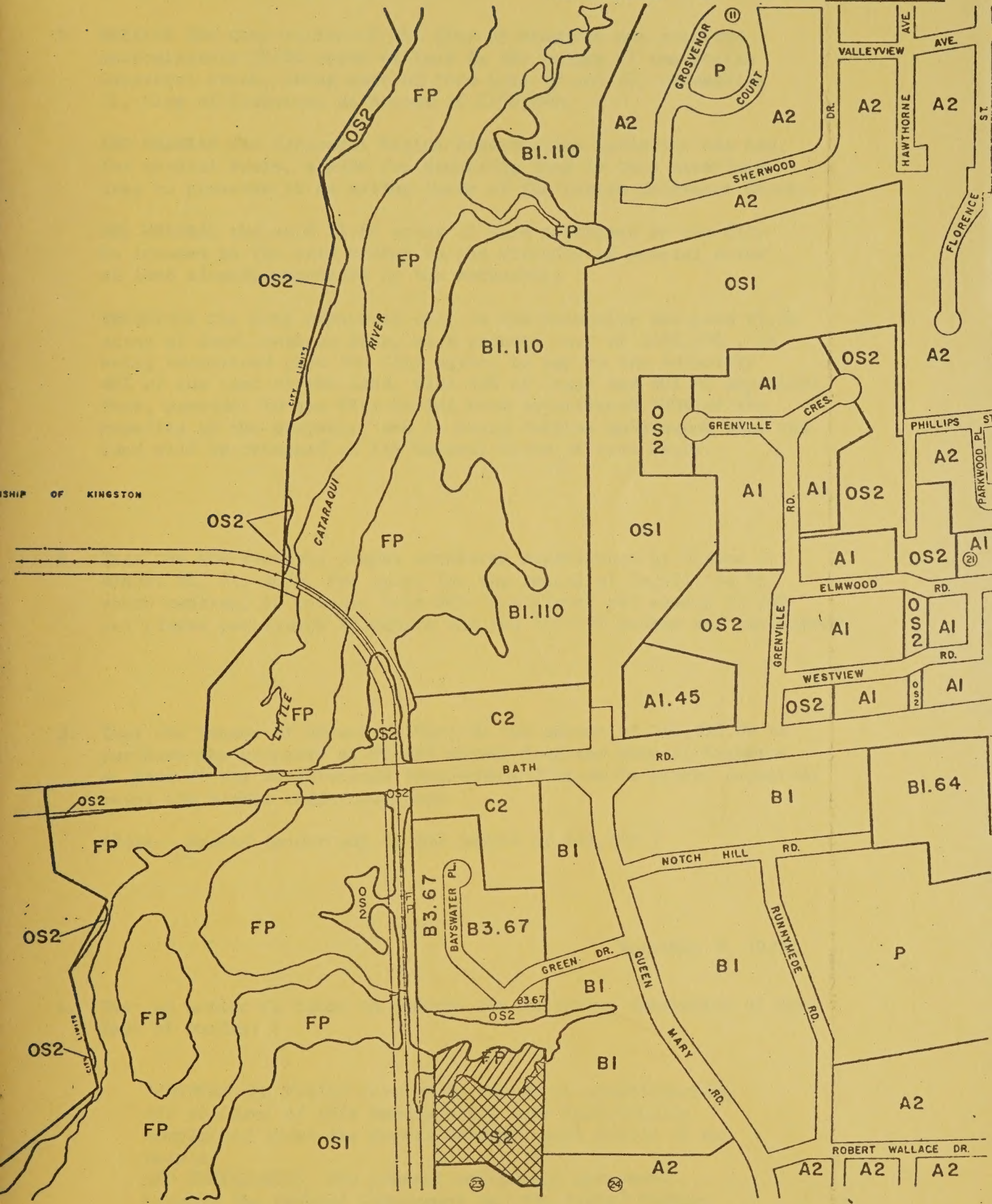
TO BE REZONED FROM
▨ FP TO BI
▩ OS2 TO BI

MAP 23

BY-LAW Nº 8499
JULY 28, 1975
REVISED__________

BY-LAW Nº E
DATED

SCHEDULE 'E'



OS2
FP
BI.110
A2
GROSVENOR
P
COURT
A2
DR.
A2
VALLEYVIEW
AVE
AVE.
HAWTHORNE
A2
ST.
SHERWOOD
A2
FLORENCE
FP
FP
OSI
OS2
RIVER
BI.110
CITY LIMITS
OS2
A2
AI
CRES.
OS2
GRENVILLE
PHILLIPS
A2
PARKWOOD PL.
AI
AI
OS2
RD.
AI
OS2
AI
SHIP OF KINGSTON
OS2
CATARAQUI
FP
OSI
ELMWOOD
RD.
BI.110
OS2
GRENVILLE
AI
OS2
AI
RD.
WESTVIEW
A1.45
AI
OS2
AI
OS2
LITTLE
FP
OS2
C2
BATH
RD.
OS2
OS2
C2
BI
BI.64
FP
BI
NOTCH HILL RD.
B3.67
BAYSWATER PL.
OS2
B3.67
FP
GREEN DR.
QUEEN MARY RD.
BI
RUNNYMEDE RD.
P
OS2
BI
FP
B3.67
OS2
FP
CITY LIMITS
OS2
BI
FP
OS2
FP
OSI
A2
A2
ROBERT WALLACE DR.
A2
A2
A2
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LEGEND

TO BE REZONED FROM

▨ FP TO BI

▩ OS2 TO BI

MAP 22

BY-LAW Nº 8499
JULY 28, 1975
REVISED

REPORT NO. 112

October 26, 1977

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. WHEREAS The Corporation of the City of Kingston has acquired approximately 22.86 acres of land in the valley of the Little Cataraqui Creek, being part of Farm Lots 16 and 17, Concession II, City of Kingston, at a cost of $150,000;

   AND WHEREAS The Cataraqui Region Conservation Authority has had, for several years, a plan for acquiring land in this marshland area to preserve it as valley lands of the Little Cataraqui Creek;

   AND WHEREAS the said 22.86 acres of land purchased by the City is located in the said valley in the vicinity of several acres of land already purchased by the Authority;

   THEREFORE the City offers to sell to the Authority the said 22.86 acres of land, more or less, at a reduced cost of $100,000., it being understood that the City agrees to pay to the Authority 40% of the cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space.

2. That the non-resident player surcharge established by Clause 1, Report No. 71, 1976, for rates for the rental of facilities in youth centres, be reduced from $15. per player per season to $10. per player per season effective for the 1977-78 Season and thereafter.

3. That the tender of Howard C. Mayo in the amount of $16,300.00 to purchase the property at 90 Bay Street from the City of Kingston as part of the Neighborhood Improvement Program is hereby accepted, being the higher tender received.

   (Note: Second tender was in the amount of $15,100.)

November 9, 1977.

4. That no action be taken to endorse the following resolution of the Town of Dundas:

   > *"WHEREAS the Postal Service in Canada is unsatisfactory AND citizens of this municipality have individually complained about the Postal Service, with little or no result,*
   > *AND FURTHERMORE, the present collective agreement between the Federal Government and the Postal Workers does not take into consideration the THIRD and most important party to the agreement, that is, the public,*
   > *WE THEREFORE recommend to the Honourable Postmaster General that:*
   >
   > *(a) Immediate steps be taken to remedy the present inefficient Postal Service.*
   >
   > *(b) All future collective bargaining negotiations include at least one member of the public to safeguard the interests of that Party."*

5. That the following resolution of the City of Toronto be endorsed:

> *"Whereas in October 1973 the Treasurer of Ontario announced the Edmonton Commitment, which outlined the amounts of funds that the Province of Ontario would transfer to local governments in Ontario;*
>
> *and whereas the Provincial government has never repudiated that Commitment, which stands as an agreement between the province and local governments, even though the Province has never set forth the agreement in statutory form;*
>
> *and whereas the actual increase in transfers amounts to $172 million, indicating that the Edmonton Commitment is no longer the basis for financial relationships between the Province and local governments;*
>
> *Therefore be it resolved that:*
>
> *(a) City Council indicate to the Province that it considers the unilateral breach of the Edmonton Commitment by the Province totally unsatisfactory; and*
>
> *(b) The Premier be petitioned to immediately restore the spirit of the Edmonton Commitment until discussions can be held to arrive at satisfactory financial arrangements that will henceforth govern provincial/municipal relationships."*

6. That the sum of $1,434.40 is hereby authorized to be paid to Mr. Charles Kellar, former owner of property on the west side of Montreal street, north of Briceland street, for a length of 212.27 feet, acquired in 1958 for a sidewalk, in full settlement of Mr. Kellar's claim for compensation for his property.

- and -

That the following budget appropriation amendment is hereby approved in order to provide the necessary funds:

	Increase	Decrease
FINANCE		
GENERAL ADMINISTRATION		
- Contributions from Revenue Fund: Capital Expenditures		
- Land Acquisition	$1,434.40	-
OTHER	-	$1,434.40
- Contingencies		

7. That the application of Allimor Corporation Limited for a refund of their building taxes in the amount of $716.22, representing assessment reduction of $12,425 on their property at 237-239 Ontario Street for the last 4½ months of 1977 due to demolition of the buildings, is hereby approved.

8. That list of accounts No. 10, dated October, 1977, in the amount of $2,899,210.89 for expenditures incurred under proper authorization, be approved.

(Note: Copies of list of accounts have been distributed to all members of Council with the Finance Agenda.)

9. That, as recommended by the Police Commission, the following budget appropriation transfers be approved:

		Increase	Decrease
PERSONAL SERVICES			
- Salaries - Policemen			
Update supplementary pens. plan	$33,760.		
Garage helper	1,000.	$34,760.	-
SUPPLIES, ETC.			
- Clothing & Clothing Allowance		5,000.	-
- Postage, Telephone & Telegram (increase needed because of increase in postal & telephone rates and rental costs of Bell Canada for new communications system)		8,500.	-
ACQUISITION & OPERATION OF EQUIPMENT			
- New Equipment			
3 new closed circuit TV cameras and installation	$ 2,600.		
Colour photography equipment	10,500.		
Garage heater	1,950.	15,050.	-
LAND & BUILDINGS			
- Buildings			
Cell block locking devices	12,000.		
Construction of 2 dark room facilities, including exhaust system, electrical work & plumbing	21,193.		
Improvements to administrative services area on second floor, re-location of partition & doors, electrical, and carpet	5,644.		
	$38,837.		
Less: Unexpended from ground floor office relocation	- 7,000.	31,837.	-
- Buildings, External Repairs			
Sealing and resurfacing parking deck	$4,500.		
Compressor for air-conditioning	3,000.	$ 7,500.	-
PERSONAL SERVICES			
- Salaries - Policemen (transfer of surplus arising from AIB rollback, staff changes, etc.)		-	$102,647.

(Ald. Hawkins & Ald. Matthews Opposed)

10. That, as approved by the Police Commission, a By-Law be presented to authorize the execution of an agreement with the Ontario Municipal Employees Retirement Board for a Type II Supplementary Pension for Policemen.

(Note: The cost of this additional pension is $33,760 per year for 15 years.)

11. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of the Municipal Act, the applications of the persons and firms listed on Schedule "A", attached hereto, for cancellation or refund of commercial, residential or business taxes levied in 1977 in the total amount of $24,379.89, be approved.

12. WHEREAS the Public Library Board have reported that the Ontario Retail Sales Tax Branch requires that the City must pay Provincial Sales Tax for the supply of the shelving from Triple-A Manufacturing Company Limited, the acquisition of which was authorized by Clause 7 of Report No. 83, 1977;

AND WHEREAS in Clause 7.(B) of Report No. 83, it was understood that consideration of the separate added price for childrens' shelving included in the tender had been withheld until the problems of matching existing shelving had been solved, and a letter has now been received from the Kingston Public Library Board notifying that the Board recommends the acceptance of the qhotation of Triple-A Manufacturing Company Limited in the amount of $2,228.10 for the supply of childrens' shelving for the new public library. (They note that this figure includes both Federal and Provincial Sales Tax):

THAT the contract with Triple-A Manufacturing Company Limited for Library Shelving be amended to increase the total contract, as follows, to the sum of $65,390.35:

Stipulated price, including Provincial Sales Tax		$70,193.17
Less price for "Book Stays" which are not being accepted	(-)	7,030.92
Net		63,162.25
Plus addition for Type F Units for Childrens' Section		2,228.10
Net Total		$65,390.35

(Includes Provincial and Federal Sales Taxes)

13. That as recommended by the City of Kingston Planning Board, the following budget appropriation amendment be approved in order to provide funds for a purchase of a new typewriter:

	Increase	Decrease
PLANNING & HOUSING		
PLANNING & ZONING		
- Purchase of new equipment - (Typewriter)	$1,000.	-
- Zoning By-Law Amendment	-	$1,000.

14. That the account of Mr. L.H. Tepper, Q.C., Barrister, in the amount of $693.75 for acting as City's Counsel concerning an arbitration hearing re Local 109, C.U.P.E. (Garbage Department Employees) and 2 policy grievances re Local 141 C.U.P.E. be authorized for payment.

15. That, as recommended by the Associated Architects for the Kingston Public Library and as approved by the Kingston Public Library Board, contemplated Change Order No. 21 for the following items for the construction of the new Public Library in the net amount of $7,204.66, to be charged to the contract Contingency Fund in the contract with M. Sullivan & Sons Limited, be approved, it being noted that additional information has been requested concerning item (6):

	ADD	
(1) Installation of cork tackboard to long wall and adjustments to valance lighting in small meeting room	$1,365.19	
(2) Three additional access doors to aid future maintenance	269.64	
(3) Added receptacles (3) in Audio/Visual area	210.00	
(4) 11 LUXO lamps to Carrell Area in circulation	786.45	
(5) Circuline FLUORESCENT (12) Fixtures Type T to replace 8 originally specified square fixtures (above allowance of $800 now in contract)	123.90	
(6) Sullivan co-ordinating foreman for 4 weeks between finish of construction and moving in	~~2,560.00~~	DELETE
(7) Noise suppression to Air Conditioning Piping and additional valves to refrigerant piping to facilitate future maintenance and repairs	1,436.51	
(8) Covering-in heating pipes at floor and piping behind picture storage cupboard	1,560.32	
(9) Added glass to large window instead of solid panel including installation and 5% mark-up	220.50	
(10) Topping of Fibrated Mulsomatic to main stair landing to deaden sound of footsteps	525.00	
(11) Sleeve for Cable T.V. entrance - no charge	-	
(12) Conduit to facilitate fire alarm connection to firehall	202.65	
(13) Painting of concrete beams & flashing to gable	199.50	
(14) Additional retaining clips required by Ontario Hydro inspector for the U-tube chandelier	305.00	
TOTAL INCREASE	~~$9,764.66~~	$7,204.66

(Note: The Public Library Board have agreed to reduce their furniture commitment to $183,000. in order to provide funds for change Order No. 1 and to maintain additional contingency funds.)

16. That, as recommended by the Kingston Public Library Board, approval is hereby granted to the assignment of the contract of Kingston Roofing and Flooring Company Limited for carpeting the new public library to the Robert Simpson Company Limited on the understanding that the time of commencement for the work shall be extended to December 1, 1977, and the date for completion shall be extended to December 20, 1977 and the change from carpeting sample No. to sample No. X-18706 "Staminex" by Burlington, be approved.

17. That the account of Labour Disputes Resolutions Limited in the amount of $312.50 being 50% of the cost of the attendance of Mr. C. Gordon Simmons as arbitrator on August 26, 1977 in the matter of a grievance by 18 employees in the Garbage Department, C.U.P.E., Local 109, be authorized for payment.

18. That the account of Cunningham, Little, Barristers & Solicitors, in the amount of $1,450.00 for legal services of Mr. R.A. Little, Q.C., for acting as City's Counsel in the Arbitration Hearing re: Rideaucrest Nurses (Ontario Nurses Association) is hereby authorized for payment.

19. WHEREAS the Public Works Committee have received the report of the Commissioner of Works that the General Rate By-Law for the widening of Sir John A. Macdonald Boulevard from King to Union Streets was closed without funds being transferred to the Tree Reserve Fund for the necessary removals and that the Treasurer advised that $15,271.14 should be provided:

THAT, as recommended by the Public Works Committee, the following Budget Appropriation Amendment be approved and that the sum of $15,271.14 be authorized to be paid to the Tree Reserve Fund for the removal of Trees on Sir John A. Macdonald Boulevard between King and Union Streets:

	Increase	Decrease
PUBLIC WORKS		
ENVIRONMENTAL SERVICES		
- MAINTENANCE OF SEWERS	-	$7,000.00
- WATER POLLUTION CONTROL PLANT	-	$8,271.14
TRANSPORTATION SERVICES		
- CONT. FROM REVENUE FUND		
- Miscellaneous		
- Tree Fund: Sir John A. Macdonald Boulevard	$15,271.14	-

20. That, as recommended by the Public Works Committee, the following amendments to the 1977 Capital Budget of the City of Kingston be approved:

	Decrease	Increase
LOCAL IMPROVEMENTS		
SIDEWALKS		
New Construction		
- Regent St. - E/S - Princess to Park *(Leaves Balance of $2,000.)*	$8,000.	-
- Brant/Kirkpatrick *(Makes new balance of $15,000.)*	-	$5,000.
- Barbara Avenue - All *(Makes new balance of $15,000.)*	-	$3,000.

to provide sufficient debenture funds, in particular, for these projects for which construction by-laws have been commenced.

(Note: Public Works Committee have decided not to proceed with construction of Regent Street Sidewalk)

21. That, as recommended by the Public Works Committee:

(A) Contract 77/2W for Road Construction and Reconstruction, etc., with Bennett Paving and Materials Limited be amended as follows:

Since with the subsequent approval to open Old Sir John A. Macdonald Blvd from Counter St to Elliot Ave including a channelized turning lane at Old Sir John A. Macdonald Blvd and Elliot Ave., it became more practical for the City to carry out some of the work under the Wycliffe Subdivision Agreement:

1. Oversizing of Elliot Ave at Old Sir John A. Macdonald Blvd be carried out by the Subdivider at an agreed cost of $326.91 but done under City Contract 77/2W to be charged to Account 313-74 and deducted from the approved payment to the Subdivider, and

2. Normal 28' road construction from Old Sir John A. Macdonald Blvd easterly approximately 165 feet be carried out by the Subdivider at his expense at an agreed cost of $3,730.01 but done under City Contract 77/2W to be charged to Account 313-74 and deducted from the approved payment to the Subdivider.

- and -

(B) Since a widening of Division St on the west side has been initiated in the vicinity of Elliot Ave, it is more practical for the City to carry out some of the work under the Subdivision Agreement in conjunction with the widening of Division St:

1. Oversizing of Elliot Ave at Division St to be carried out by the Subdivider at an agreed cost of $5,002.57 be done in 1978 under the City Contract for the widening of Division St and that $5,002.57 be transferred from Account 313-74 to a reserve account for use in 1978 and deducted from the approved payment to the Subdivider, and

21. (cont'd)

2. Normal 28' road and sidewalks on Elliot Ave from Division St westerly approximately 75 feet to be carried out by the Subdivider at his expense at an agreed cost of $3,230.14 be done in 1978 under the City Contract for the widening of Division St and that $3,230.14 be transferred from Account 313-74 to a reserve account for use in 1978 and deducted from the approved payment to the Subdivider. When the cost of this work is known an adjustment in the cost to the Subdivider will be made.

(Note: A/C 313-74 is the appropriation "Transportation Services - City Share of Subdivision Costs")

22. That, as recommended by the Public Works Committee, because of the late receipt of Ontario Municipal Board sidewalk approvals and possible heavy construction adjacent to the sidewalk to be reconstructed on Ontario Street, and since the Ontario Municipal Board's approval of the reconstruction of the sidewalk on the south side of Queen Street from 6.5' west of Ontario Street westerly 125.5' has been received and it would be desirable to complete it before the traffic becomes heavy in 1978, Contract 77/1W with J. Sousa Contractor Limited for construction and reconstruction of sidewalks be amended to include the reconstruction of the Queen Street sidewalk and increase of unit quantities in accordance with the following schedule, and that the Contract completion date be extended from October 10, 1977 to June 15, 1978.

tem	Description	Previous Auth. Quant. S.F.	Increase S.F.	Increased Quant. S.F.	Unit Price $	Increase $
1	Two course Type "A"	18,296.90	771.00	19,067.90	1.90	1,464.90*
2	Wire mesh	11,000.00	750.00	11,750.00	.25	187.50
10	2' gutter restoration	530.00 l.f.	128.50	658.50	1.25	160.62
				Total Inc.		$1,813.02

*Reconstruction

23. That, as recommended in Appraisal as to the market value of the property of Queen's University at the rear of 115 Barrack Street by William E. Webster M.A.I., A.A.C.I., the payment of the sum of $2,466.00 to Queen's University, being the estimate of the cost of closing in the basement area that will remain to the University after the basement area acquired by the City (6,759 square feet - for senior citizen housing) has been filled in with broken slab, is hereby authorized, to be charged to the Reserve Fund "Reserve for Liabilities - Senior Citizens Housing".

24. That the Car Allowances for the following employees be revised as follows:

Effective December 1, 1977.

24. (cont'd)

(a) Parks Department

Site Supervisor - Portsmouth Olympic Site

From $78. per month to mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.

(b) Planning Department

Planning Technician II (Two)

Mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.

25. That, as recommended by the Negotiating Committee and as agreed to by the Rideaucrest Nurses Association, the agreement with the Ontario Nurses Association (Rideaucrest Nurses) be amended to comply with A.I.B. regulations to provide, effective January 1, 1977, for a 6% increase and effective January 1, 1978, for a 4% increase, plus up to a further 2% if the A.I.B. increases the basic protection factor up to 2%, so that the salary ranges, as of January 1, 1977, will be:

Graduate Nurse	$11,714. to $14,654.
Registered Nurse	$12,314. to $15,254.
Unit Supervisor	$13,555. to $16,664.

(Note: Contract expires July 13, 1978).

26. That, as recommended by the Transportation Committee, $20,000 be paid to the Kingston Humane Society, it being understood that in 1978 the City will give consideration to an additional contribution toward the cost of the purchase or equipping of a new animal shelter to be located on Dalton Avenue at the site of the "Kelly's Animal Inn"; further that an agreement be entered into with the society to provide that in the event of a disposal of the new animal shelter, the City be entitled to a pro rata refund of its contribution and that this agreement be registered on title.

27. That the Cataraqui Region Conservation Authority be notified that The Corporation of the City of Kingston supports their program of acquiring valley lands of the Little Cataraqui Creek, and

That the City offers to sell to the Authority the following two lots of valley lands, in the Auld Subdivision Area in the vicinity of several acres of land already purchased by the Authority, for the sum of $18,600., it being understood that the City agrees to pay to the Authority 40% of the cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space:

a) Part of Lot 14, Concession I, City of Kingston, (formerly known as Civic No. 1193 King Street West) having an area of approximately one acre, and

b) All of Lot 1, Registered Plan 199, (formerly known as Civic No. 1137 King Street West)

Respectfully Submitted,

Chairman

SCHEDUL

TAX ADJUSTMENTS UNDER SECTION 636 a
of the Municipal Act R.S.O. 1970

Roll Number	Applicant	Address of Taxes Appealed	Period (Mos.)	Bus. Res. Com.	Explanation	Refund Pub.	Refund Sep.	Cancellation Pub.	Cancellation Sep.
010 110 01600 0031 001M	Kingston Ostomy Centre	240 Brock	8	B	Bus. Disc			100.67	
010 110 02100 0070 001G	Ivy Scudamore	118 Sydenham	6	B	Bus. Disc.	77.36			
010 130 00200 0030 001E	Peter E. Sheppard	162 Wellington #1	10	B	Relocated			133.98	
010 130 00400 0060 001B	Jack B. McKenna	159 Wellington #7	12	B	Relocated				159.73
010 130 02000 0020 001L	Kgn. Advertising Agency	65 Clarence	7	B	Relocated			112.30	
010 130 04500 0000 000M	Allimor Corp.	237-239 Ontario	4.5	R & C	Demolished	542.93	173.29		
010 130 07700 0010 001L	Bill Goodman	342 King St. E.	12	B	Bus. Disc.				117.19
010 130 07700 0020 001C	I. Kuranoff	340 King St. E.	4	B	Bus. Disc.			111.09	
010 130 09000 0010 001G	Bank of Nova Scotia	165 Wellington	7	B	Relocated	1,958.23			
010 130 09100 0010 001E	Bank of Nova Scotia	167 Wellington	7	B	Relocated	267.20			
010 130 10100 0070 011D	B.J.'s Bookmart	68 Princess St.	10/11	B	Bus. Disc.			52.44	
010 130 11600 0040 011A	Cheryl Wolsey	263 Bagot St.	11	B	Bus. Disc.			91.85	
010 140 00500 0030 001D	Canada Life	256 Bagot St.	6	B	Relocated	924.62			
010 140 02600 0120 001F	Robert McIntosh	6 Montreal	8	B	Relocated			235.38	
010 140 05900 0010 001F	House of Sounds	296 Princess	6	B	Relocated			747.54	
010 140 07100 0050 001L	Nordic Art Shop	264 Princess St.	12	B	Bus. Disc.			363.08	
010 140 08200 0040 001A	G. G. Horner	222 Princess	6	B	Bus. Disc.			371.07	
020 030 01300 0071 001H	Imperial Optical	800 Princess	2.5	B	Bus. Disc.			77.02	
020 050 02400 0000 000E	A. Pedley	425 Victoria	6	R	Demolished	63.11			
020 110 07900 0000 000H	Homestead Landholdings Ltd.	322 Brock St.	8	C to R	Vacant Commercial	149.94			
020 130 07800 0000 000K	Estate of G. Carson	332 Princess	12	R & C	Demolished	65.80			
020 130 07900 0000 000G	Estate of G. Carson	336 Princess	12	R	Demolished	76.59			
020 130 08100 0000 000K	Estate of G. Carson	318 Princess	12	C	Demolished	8.27			
020 130 08300 0010 001F	Howard Mayo	110 Clergy St. E.	12	B	Bus. Disc.			294.14	
020 140 06700 0010 001K	Seto's Chop Suey House	156 Division	2	B	Relocated	11.79			
020 140 07000 0010 001K	Gino Bonucchi	Garrett St.	12	B	Bus. Disc.		75.94		
030 030 10500 0010 001K	Norm's T.V. & Audio Shop	503 Princess	8	B	Relocated				258.11
030 040 03700 0050 001L	Jennifer L. Aliman	349B Princess	7	B	Relocated			53.69	
030 040 09700 0010 001K	Superior Shoe Store	370 Barrie	12	B	Bus. Disc.				99.83
030 080 09900 0010 001C	Scotiabank	130 Queen, 316 Bagot	6	B	Relocated	1,579.06			

SCHEDULE

Roll Number	Applicant	Address of Taxes Appealed	Per- iod (Mos.)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Pub.	Sep.	Pub.	Sep.
030 080 09900 0070 001E	Occidental Life	310 Bagot #103	4	B	Relocated	53.64			
030 090 06900 0020 001L	Canadian Premier Life Ins.	11 Princess, #101	5	B	Relocated	42.78			
030 390 06900 0050 001M	R. B. Fieldhouse	11 Princess, #200	6	B	Bus. Disc.	41.48			
030 100 02300 0000 000L	City of Kingston	225 Wellington	4	B	City Owned			576.83	1,622.87
030 100 02300 0010 000M	S.N.,Kingston	225 Wellington	4	B	Bus. Disc.			173.76	
030 100 02300 0020 001D	S.N. Kingston	225 Wellington	4	B	Bus. Disc.				533.28
030 100 08200 0000 000E	City of Kingston	40 Rideau	12	R	City Owns			567.10	
030 100 08300 0000 000C	City of Kingston	32 Rideau	12	R	City Owns			328.40	160.48
030 100 08400 0000 000A	City of Kingston	30 Rideau	12	R	City Owns			487.89	185.91
030 100 09800 0010 001B	Walter Hanmore	35 Rideau St.	6	B	Bus. Disc.			146.57	
040 010 18600 0020 001A	Creston Transmission	439 Montreal	12	B	Relocated	183.82			
040 010 18700 0090 001E	R. E. Harding Ltd.	445 Montreal	6	B	Relocated			401.31	
040 010 19500 0000 000F	Imperial Oil Ltd.	603 Montreal	5	C	Removal of Equip.	50.48			
040 010 19500 0010 001G	Wilson's Esso	603 Montreal	5	B	Bus. Disc.	170.80			
040 020 03400 0010 001C	Imperial Oil	17 North	10	B	Reduced Area	7,441.68			
040 070 09400 0020 001C	Imperial Collision Service	314 Montreal	12	B	Bus. Disc.			240.83	
040 100 01600 0020 011L	Custom Transmission	540 Montreal	5	B	Bus. Disc.			93.22	
040 100 08900 0010 001E	William Monaghan	388 Patrick	3	B	Area Reduced		(CONFIRMATION ONLY)		28.17
040 110 13300 0030 001H	Brites Grocery	877 Division	12	B	Bus. Disc.			187.17	
050 020 08300 0010 001C	Kingston Medical Supplies	505 Frontenac	6	B	Relocated		40.98		
050 040 06100 0050 001F	Amherst Painting & Decorating	630 Victoria	12	B	Bus. Disc.			166.12	
060 020 18000 0040 001H	Arne Nielsen Const. Ltd.	840 Portsmouth	4	B	Relocated	40.76			
060 102 00900 0243 001A	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			15.83	
060 102 00900 0242 001G	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			63.39	
060 103 02100 0070 001H	P & M Enterprises	277 Bath Road	6	B	Relocated				280.15
060 103 02100 0080 001A	P & M Enterprises	277 Bath Road	6	B	Relocated				69.64
060 120 00200 0040 001C	M. Pardiello Luigi	20 Bath Road	12	B	Bus. Disc.				219.96
070 090 07500 0010 001H	Wallace Berry	670 King St. W.	7	B	Relocated			361.36	
070 150 04000 0000 000L	City of Kingston	1193 King St. W.	12	R	City Owns			78.16	
					TOTAL	$13,750.34	$290.21	$6,632.19	$3,707.15

BY-LAWS

(A) That By-Laws 1 to 9 be given their first and second readings-

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 to 9 their third reading.

(C) That By-Laws 5 to 10 be given their third reading.

* * *

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1, 2, 8 and 9, Report No. 110)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9123)
Clauses 1, 2, 8 and 9, Report No. 110, 1977

(Note: Ministry of Transport Approval NOT required)

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 4 and 5, Report No. 110)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9124)
Clauses 4 and 5 Report No. 110, 1977

(3) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Traffic Signal Lights: Brock and Macdonnell Streets)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9125)
Clause 7, Report No. 110, 1977

(Note: Ministry of Transport Approval of Plan Required prior to Passing of By-Law)

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial; Rezone Lands on the West Side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space); Rezone Two Parcels of Land Located South of Green Drive from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9126)
Clause 3, Report No. 111, 1977

(5) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: 133-135 Montreal Street)

(THREE READINGS) (PROPOSED NO. 9127)
By-Law No. 14

(6) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: 64-66 Markland Street)

(THREE READINGS) (PROPOSED NO. 9128)
By-Law No. 14

BY-LAWS (cont'd)

(7) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Court House Meter Time Limit; Angrove Parking Lot Meter Time Limit; and Establish Metered Parking on Lot at North East Corner of Queen and Wellington Streets)

(THREE READINGS) (PROPOSED NO. 9129)
Clauses 3, 10 and 11, Report No. 110, 1977

(8) A By-Law to Authorize the Amendment of a Supplementary Agreement Under the Ontario Municipal Employees Retirement System Act.

(THREE READINGS) (PROPOSED NO. 9130)
Clause 10, Report No. 112, 1977

(Note: Type II Supplementary Pension for Policemen)

(9) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on November 14, 1977.

(THREE READINGS) (PROPOSED NO. 9131)
City Council Meeting No. 28

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 4 and 6, Report No. 101)

(THIRD READING) (PROPOSED NO. 9108)
Clauses 4 and 6, Report No. 101, 1977

(Note: Ministry of Transportation and Communications approval Not required.)

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 28

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, November 14, 1977, at 8:00 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

PRESENTATIONS

Mayor Keyes presented City of Kingston Achievement Medals to the Kingscourt Baseball Association Lions Club Bantam All-Stars 1977 "B" Champions O.B.A.

Roger Allen, Right Field
*Dan Beaubien, 2nd Base
*Dan Bigger, 3rd Base
Jim Callaghan, Centre Field & Captain
*Dave Cleary, Left Field
*Steve Faulkner, 1st Base
Doug Gilmour, Centre Field
Ian Mac Innis, Short Stop
Dave Morrison, Left Field
Mike O'Neil, Outfield
Phil O'Neil, Pitcher
Doug Pettit, Catcher
Dave Price, Outfield
Doug Thompson, 3rd Base & Assistant Captain
Tom Thompson, Pitcher
*Lloyd Faulkner, Coach
*Gord Bigger, Manager
Lois Thompson, Convenor
Patricia Pettit, Scorekeeper
(* = In Absentia)

TABLING OF DOCUMENTS

MINUTES

Moved by Ald. Clements,
Seconded by Ald. French,

That the Minutes of City Council Meeting No. 27, held on October 24, 1977, be adopted as printed.

CARRIED

COMMUNICATIONS

Filed

(588) From the Ministry of Housing, acknowledging receipt of Council's resolution (R.97(6)77) not concurring with the deletion of the proposed alternative crosing of the Great Cataraqui River in Proposed Amendment 11 to the Official Plan for the Pittsburgh Planning Area, stating that the matter has been referred back to the Kingston Area Planning Board to give them an opportunity to express an area-wide view prior to the Minister's consideration of the amendment.

(589) Minutes of the Kingston Suburban Road Commission Meetings held in August, September and October, 1977.

COMMUNICATIONS (cont'd)

Filed (cont'd)

(590) From the Department of Energy, Mines and Resources, a publication entitled *Energy, The Task Ahead,* Policy Questions and Answers.

(591) From the Ministry of Health acknowledging Council's resolution (R.95(2)77) requesting that O.H.I.P. fund the cost of orthodontic services and assuring the City that their proposal will be kept on file so that full consideration can be given when the present financial restraints are eased.

(592) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication entitled *Background,* Nos. 77/39, 77/40 and 77/41.

(Note: Copies have been distributed to each member of Council.)

(593) From the Association of Municipalities of Ontario, their publication entitled *A.M.O. News* for October, 1977.

(Note: Copy has been distributed to each member of Council.)

Referred to All Committees

(594) From the Ministry of Community and Social Services to Children's Aid Societies, a memorandum requesting establishment of Energy Management Programs for Conservation for their facilities.

Referred to Public Works Committee

(595) From the Metal Container Manufacturer's Advisory Council, regarding the Stratford Resolution of September 12, 1977 with respect to Non-Returnable Beverage Packaging.

(596) From the Ontario Good Roads Association requesting resolutions and a proposal of names for recognition of long service in the cause of good roads for their 1978 convention to be held in Toronto at the Royal York Hotel on February 20, 21 & 22, 1978.

Which Had Been Referred to Planning Board

(597) From the Ministry of Housing regarding proposed Terraceview Subdivision and requesting Council's specific recommendations on Block I, which was not included in the plan, as draft approved, but is now proposed for commercial use.

Referred to The Grand Theatre Board and Finance and Accounts Committee and Community Centre Board

(598) From the Ministry of Culture and Recreation enclosing a news release pertaining to Wintario Capital procedure change requiring that projects must be submitted for approval before the project begins, effective January 1, 1978.

Referred to the Finance Committee

(599) From the Liquor Licence Board of Ontario re: Top Card Restaurant, 35 Rideau Street, notifying that they have applied to the Board for a liquor licence and advising of a pending public meeting which will enable Council to make representation to the Board if it desires.

COMMUNICATIONS (cont'd)

Referred to the Finance Committee (cont'd)

(600) From the Association of Municipalities of Ontario, their publication *Labour Relations News* dated November, 1977.

(Note: Copy distributed to each member of Council.)

Which Had been Referred to the Finance Committee

(601) From Nutana Properties Limited re: North of Counter Street Development advising that the Board of Directors have decided not to proceed with this development and also that there has been a policy decision to discontinue the company's activities in raw land development.

Which Had Been Referred to the City of Kingston Planning Board and Reported to the Finance Committee

(602) From Arcom Developments Limited with respect to the Davis Tannery Site, requesting that City Council consider amending the proposed official plan amendment No. 93 and the zoning by-law to place all the development lands designated as residential to be under a plan of subdivision and enclosing an Environmental Study reporting on the condition of the soil, water and vegetation on the proposed site.

(Note: Copy of study has been distributed to each member of Council and the Planning Board.)

Filed

(603) From the Cataraqui Region Conservation Authority notifying that a General Meeting of the Authority will be held on Thursday, December 8, 1977, at 8 p.m. in the Frontenac County Court House.

(604) From the Little Cataraqui Enviornment Association presenting a cheque for $20,000 to the City of Kingston for use towards purchase of land along the Little Cataraqui Creek and encouraging the City to retain a green corridor from Bath Road along the west side and northern part of the Beaufort Lands, adjacent to Conservation Authority lands. Also that they propose to turn over funds when received for this purpose.

Referred to Community Services Committee

(605) From the Borough of Etobocoke requesting that Council endorse their following resolution:

> *"That the Attorney General for Canada be petitioned to request the Provincial Attorneys General and the Provincial Solicitors General to have placed on their next meeting's agenda the matter of pornography and its exposure to children."*

COMMUNICATIONS (cont'd)

Filed

(606) Statement of Revenue and Expenditures for the period ending September, 1976, from the Public Utilities Commission of the City of Kingston, Transit Department, showing the following deficits:

	1977 Budget Estimate	1977 To Date	Month of Sept. 1977	Month of Sept. 1976
Operating Deficit:	691,037.	599,893.	71,751.	38,144.
Debentures:	36,200.	27,150.	3,107.	3,849.
Totals:	727,237.	627,043.	74,858.	41,993.

(607) From Mrs. Eleanor Moore thanking the City for the flowers sent to her on the occasion of her 100th birthday.

(608) From Mr. T. J. McKibbin, expressing his appreciation and thanks to members of Council for nominating him to receive the Queen Elizabeth II Silver Jubilee Medal.

(609) From the Ministry of Transportation and Communications notifying that the City does not qualify for an Interim Petition for Subsidy at this time.

(610) From Mr. W. David Stevens, Airport Administrator, inviting members of Council to hear Mr. E. R. Glew, of Texaco Canada Limited, speak on the topic "The Benefits of an Airport to the Community" at the Transportation Committee meeting on Wednesday, November 16, 1977. 5:30 p.m., in the Loyalist Room, City Hall.

Referred to Community Services

(611) From the Ministry of Community and Social Services outlining Instructions to the Children's Aid Societies for the Completion of the 1978 Estimates of Expenditures .

Referred to Finance and Accounts Committee

(612) From the Kingston, Frontenac and Lennox and Addington Health Unit requesting support for a proposed expansion of their main office facilities. The cost of the project has been estimated at $350,000. and the Provincial Ministry of Health has agreed to provide a capital grant, amounting to 2/3 of this cost, if the local municipalitie agree to pay the other 1/3. The Health Unit is requesting an Agreement from the City of Kingston to provide $49,742. during the year 1978.

(613) From The Kingston Tourist and Visitors' Bureau enclosing the Financial Statement up to October 31, 1977, and requesting the balance of the City's contribution of $9,571.00. A final Financial Statement will be presented at the end of this year, at which time the Bureau will report on the feelings of Tourism for Kingston.

Which Had Been Referred to Finance and Accounts Committee

(614) From the Church Athletic League of Kingston outlining their position with regard to Minor Hockey Player Surcharge for Out-of-City participants.

(615) From the Public Utilities Commission reporting on their 1978-1982 Transit Department Capital Budget which was approved on June 20, 1977. A resolution has also been received from the Commission asking for approval of Council and the Finance Committee to purchase three 45 seater buses in 1978, with the understanding that the Ministry of Transportation & Communications will provide a subsidy of 75% of the purchase price. The Commission reports that when the new vehicles are delivered in 1978, three 31 passenger buses which were purchased in 1962 and which are in very poor condition, will be removed from service.

COMMUNICATIONS (cont'd)

Which Had Been Referred to the Committee on Twinning the Cities of Kingston and Boucherville

(616) From the City of Boucherville outlining the goals for the twinning of the City of Boucherville and the City of Kingston, enclosing a copy of the Mayor's inaugural address and organizational chart, and other correspondence.

PETITIONS

Referred to the Police Commission and to Transportation Committee and to Community Services Committee

From 18 Concerned Residents of The Brock Street Block Between University and Division Streets stating:

"We, the undersigned, wish to bring to your attention the excessively high levels of noise we are often forced to tolerate between midnight and five A.M. from tenants of several rental properties on our block and guests who frequent their rowdy all-night parties. We and our children and elderly residents are repeatedly wakened at night by the sound of blaring music, rauccous talk and laughter, drunken quarrels and fights, revving car and motorcycle engines and utterly vile language. It frequently takes police some time to answer our complaint calls, during which time the noise may lull, only to flare up again after the officers issue their warning and leave. When parties break up, people holler and roar at one another down the block with absolute lack of consideration for their sleeping neighbours and total disregard for any anti-noise bylaws which are supposed to exist in Kingston.

We are hardworking taxpayers, trying to maintain and improve our properties and to respect the rights of our neighbours. We need our sleep at night. We pay comparatively high taxes for the privelege of enduring the traffic noise and concentrated air pollution of a busy one-way street which is also a major fire engine and ambulance route. We face constant lack of consideration by the City Works Department and our aldermen who see no injustice in forfeiting our right to garbage collection on the numerous holiday Mondays in the year, or permitting haphazard snow removal on the parking side of the street endangering the lives of our many older residents who must shovel through it. Now it seems there are not even adequate bylaws to allow us reasonable peace at night.

We are asking you as our municipal lawmakers and enforcers, to do everything in your power to assure that existing by-laws are enforced. If they are not legally operative, then we entreat you to enact laws which will be effective in making the whole city a more peaceful place at night.

One area which could readily be improved by police surveillance in this area is the drag racing which is a popular sport along Brock Street in the late evening and early morning hours. Any one of us would welcome and encourage police surveillance from our property to discourage and eliminate this dangerous and often property damaging occurrence. Police records will testify to the frequency of side-swiped vehicles in this area. This racing naturally adds to the high noise level at night.

Thankyou for your consideration of this information. We anticipate an assurance of your support in the near future."

REPORTS

Ald. Miller presented Report No. 107 of the Community Services Committee as follows:

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 107 of the Community Services Committee be received and adopted clause by clause.

REPORT NO. 107

October 27, 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the following resolution of the Township of Charlottenburgh be endorsed:

"BE IT RESOLVED THAT:

WHEREAS the suspension of capital punishment in Canada has failed to act as a viable alternative in the treatment of a serious and ever rising proportion of grevious crimes both within our penetentiary systems and society as a whole;

AND WHEREAS the placing of the moral responsibility for deciding the retention or abolition of capital punishment in the hands of a small number of elected people at the Federal level has also failed in its aim of providing the vehicle for policy making;

AND WHEREAS the placing of such responsibility has only succeeded in creating another issue for inefectual political interchange;

AND WHEREAS such conditions behave as a catalyst for the unfettered increase of violent crime without fear of recrimination;

NOW THEREFORE BE IT RESOLVED that it is the view of the Council of the Corporation of the Township of Charlottenburg that the issue of capital punishment be placed on the next ballot as a national referendum to allow the people of Canada to decide the issue according to their own collective conscience and thereby relieve the elected people from the responsibility of interpreting the wishes of their constituents.".

CARRIED 10:5
See Recorded Vote

Ald. Hawkins requested a recorded vote on Clause 1, which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Webb (10

NAYS: Mayor Keyes, Ald. Gerretsen, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky (5)

2. That Council in recognition of the important role of the university, colleges and schools in the Kingston Area, and particularly the role of the students that come from many other communities and contribute in a constructive way to our community's life, wholeheartedly endorse the idea of the proclamation of Community University Day on November 20th 1977 and urge families in the Kingston Area to invite students on that day into their homes.

CARRIED

REPORTS (cont'd)

Report No. 107 - Community Services Committee

Respectfully Submitted,

(Signed) *Lois E. Miller* (Chairman)
V. Tarnowecky
B.E. Breen
John Clements
Neil McArthur

* * *

Ald. Matthews presented Report No. 108 of the Parks and Recreation Committee as follows:

Moved by Ald. Matthews,
Seconded by Ald. Gorham,

That Report No. 108 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 108

October 27, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That notwithstanding the provisions of By-law No. 21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chamber - no charge be made for the use of Memorial Hall by The Ontario North Today Committee for a meeting on October 26, 1977.

CARRIED

2. That the account of Smith, Mill and Ross, Architects, in the amount of $16,502.00, being progress payment for professional services rendered in connection with N.I.P. Area Redevelopment Plan for Artillery and Neighbourhood Parks and Artillery Park Pool Cover, be paid.

CARRIED

Respectfully Submitted,

(Signed) *K.W. Matthews* (Chairman)
M.B. Gorham
G. Allmark
T.D. French
Grant Timmins

* * *

REPORTS (cont'd)

Ald. Hawkins presented Report No. 109 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 109 of the Public Works Committee be received and adopted clause by clause.

Report No.109

November 7, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the following rates for rental of trucks for winter control operations during the 1977/78 season, be approved -

Vehicle	1976/77	1977/78
Single axle - 10 cy minimum	$10.00/hr	$10.50/hr
- 13 cy minimum	-	12.00/hr
Tandem axle - 15 cy minimum	$15.00/hr	$15.75/hr
- 19 cy minimum	-	18.00/hr

and that the truckers be required to carry third party liability insurance in the minimum amount of $300,000.00 (present requirement $100,000.00).

CARRIED

2. That the quotation of Bennett Paving and Materials Ltd to supply 600 tons of permanent all-weather patching asphalt for winter road repairs at a price of $17.30 per ton delivered to the City Yard, be accepted being the only quotation received.

Note This price is about 6¼% higher than last year which is not an unreasonable increase.

CARRIED

3. That the main sewer and sewer services installed in Newcourt Fields Subdivision by L.M. Welter Ltd for Homestead Landholdings Ltd., be accepted for future maintenance by the City of Kingston, subject to the payment of all outstanding accounts and provision of a two year guaranteed maintenance bond commencing January 28, 1977.

REPORTS (cont'd)

Report No. 109 - Public Works Committee

3. (cont'd)

Note The delay in accepting the services was caused by a dispute between the Developer and the buyer of the lots concerning certain servicing commitments which, according to the Developer, has now been settled.

CARRIED

4. That, since through an oversight the sewer services installed in Greenridge Subdivision Phase III were not formally accepted for future maintenance by the City of Kingston although they were completed with the storm and sanitary sewers installed in Phase II, Clause 8 of Report No.82/76 which accepted the storm and sanitary sewers including sewer services in Phase II, be amended to include the sewer services installed in Phase III, and since the guaranteed maintenance bond provided for Phase II for a two year period commencing May 17, 1976 covers the work included in Contract 75/12W, part of which were the sewer services under reference, no additional bonding be required.

CARRIED

5. That the account of the Corporation of the County of Frontenac, in the amount of $68,500.00, which is the City's contribution to the maintenance of suburban roads for the year 1977, be paid.

CARRIED

Respectfully Submitted,

(Signed) *J. Hawkins* (Chairman)
Neil E. McArthur
G. Allmark
B.E. Breen
M.B. Gorham

* * *

Ald. Gerretsen presented Report No. 110 of the Transportation Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 110 of the Transportation Committee be received and adopted clause by clause.

REPORTS (cont'd)

Report No. 110 - Transportation Committee (cont'd)

REPORT NO. 110

To The Mayor and Aldermen October 12th, 1977

The Transportation Committee reports and recommends as follows:

1.A That, notwithstanding the provisions of By-Law 10, Dacon Corporation be permitted to encroach upon City property by the planting of seven trees on the north side of Princess Street, between Regent Street and Drayton Avenue, subject to utilities approval.

NOTE: Dacon Corporation will be responsible for the maintenance and planting of the trees.

CARRIED

November 2nd, 1977

1.B That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the north side and south side of Weller Avenue from Compton Street to Wiley Street.

NOTE: At the present time, parking is permitted.

(See By-Law 1 : No. 9123) *CARRIED*

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Victoria Street become a Stop Street at Oak Street.

NOTE: At the present time, there are no signs at this intersection.

(See By-Law 1 : No. 9123) *CARRIED*

3. That the following two amendments be made to the Agreement reached between the City of Kingston and the County of Frontenac with regard to the Court House Parking Lot:

i) That the City shall provide the County with a statement of revenue and expense with respect to the meter operation, on a quarterly basis; and,

ii) That a five (5) hour time limit be permitted rather than the stipulated two (2) hour limit.

and that a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that five hour time limit meters be installed on the Court House Parking Lot.

(See By-Law 7 : No. 9129) *CARRIED*

REPORTS (cont'd)

Report No. 110 - Transportation Committee (cont'd)

4. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on both sides of Johnson Street, from Ontario Street easterly to the end of JOhnson Street.

NOTE: At the present time, parking is permitted.

CARRIED 14:1

Ald. Clements opposed

(See By-Law 2 : No. 9124)

5. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on both sides of Ontario Street between Johnson Street and William Street.

NOTE: At the present time, parking is permitted.

CARRIED 14:1

Ald. Clements opposed

(See By-Law 2 : No. 9124)

6. That the following resolution of the City of London BE ENDORSED:

> *"THAT WHEREAS it would appear that there is general concern throughout the Province of Ontario about the rising use of motorbikes and the lack of uniform regulation of such and similar vehicles, attested to by the fact that the Association of Municipalities of Ontario at its 1977 Annual Conference adopted resolutions from Local Municipalities asking the Provincial Government to enact legislation that would establish effective and uniform province-wide controls over such vehicles;*
>
> *AND WHEREAS this concern can be substantiated in the City of London by the fact that continuous representations have been made over the past several years, and are still being made, to the Municipal Council by individual citizens and by ratepayers groups concerning the lack of regulation of these vehicles;*
>
> *AND WHEREAS not just the public, but also responsible users of such vehicles through their various organizations have expressed concern at the misuse of these vehicles by certain individuals;*
>
> *THEREFORE BE IT RESOLVED that the Premier of Ontario, the Honourable W.G. Davis and the Executive Council of Ontario be urged to give immediate attention to the creation and enactment of an amendment to an existing Statute such as the "Highway Traffic Act", to provide for the uniform regulation,*

REPORTS (cont'd)

Report No. 110 - Transportation Committee (cont'd)

6. (cont'd)

including the establishment of appropriate manufacturing standards relating to noise containment, of these vehicles, using the same general approach and philosophy in such legislation as that used in the formation of the "Motorized Snow Vehicles Act, 1974", S.O., Ch. 113;

AND FURTHER, that the Government solicit the assistance of and input from responsible user/producer groups such as the Canadian Motorcycle Association, the Ontario Trail Council and the Motorcycle and Moped Industry Council when formulating this legislation."

CARRIED

7. That a fixed time traffic signal be installed at the intersection of Brock Street and Macdonnell Street, and that approval be obtained from the Ministry of Transportation and Communications for subsidy.

(See By-Law 3 : No. 9125) *CARRIED*

8. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that No Parking Here To Corner be established on the west side of Bagot Street from Ordnance Street, 105 feet northerly.

NOTE: *At the present time, parking is permitted.*

CARRIED 14:1

Ald. Webb opposed

(See By-Law 1 : No. 9123)

9. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the west side of Mowat Avenue, from 73 ft. south of Churchill Street, southerly 100 ft.

NOTE: *At the present time, parking is permitted.*

CARRIED

(See By-Law 1 : No. 9123)

10. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that 20¢ per hour, 2 hour time limit meters be installed on the Angrove Parking Lot.

NOTE: *At the present time, eight hour time limit meters exist.*

CARRIED

(See By-Law 7 : No. 9129)

REPORTS (cont'd)

Report No. 110 - Transportation Committee (cont'd)

11. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that 20¢ per hour, eight hour time limit meters be installed on the proposed parking lot at the northeast corner of Queen Street and Wellington Street (former S.N. Kingston property).

CARRIED

(See By-Law 7 : No. 9129)

12. Moved by Alderman Miller, seconded by Alderman Gerretsen, that a Motion of Reconsideration be presented to Council, and that the following resolution of the Transportation Committee be considered:-

THAT WHEREAS it would be safer for children and other passengers to be discharged directly onto the sidewalk on the south side instead of the north side;

AND WHEREAS it would eliminate the dangerous crossing of Johnson Street by motorists and passengers;

AND WHEREAS the relocation of the parking lane would make existing bus lay-by wide enough to accommodate school buses and passenger vehicles;

AND WHEREAS the architects stated that the relocation of the parking lane to the south side would not affect the aesthetics of the library building;

AND WHEREAS the shifting of the parking lane will reduce the sharpness of the change in the Johnson Street alignment at Bagot Street;

AND WHEREAS the relocation of the parking lane should reduce the numerous accidents involving southbound vehicles on Wellington Street at Johnson Street;

AND WHEREAS the shifting of the parking lane to the south side will be consistent with the existing parking lane on the south side between King Street and Ontario Streets;

AND WHEREAS the shifting of the parking lane will permit passengers to be discharged at the front door of the library without cars stopping in a travelled lane, as would happen if parking remained on the north side of the street;

AND WHEREAS the shifting of the parking lane will remove the need to place a school bus stop on the east side of Bagot Street in front of the Bishop's Palace and the elimination of two parking meters;

REPORTS (cont'd)

Report No. 110 - Transportation Committee (cont'd)

12. (cont'd)

THEREFORE BE IT RESOLVED that a by-law be presented to Council to amend By-Law 495 (Meters), to provide that parking meters be installed on the south side of Johnson Street between Bagot Street and Wellington Street;

AND FURTHER, that parking meters be installed on the south side of Johnson Street between Wellington Street and King Street.

LOST 6:9
See Recorded Vote

Ald. Webb requested a recorded vote on Clause 12, which was as follows:

YEAS: Ald. Breen, Ald. Clements, Ald. Gerretsen, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky. (6)

NAYS: Mayor Keyes, Ald. Allmark, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Matthews, Ald. McArthur, Ald. Timmins, Ald. Webb (9)

13. That, notwithstanding the provisions of By-Law 10, the Kingston Jaycees be permitted to hold a Santa Claus Parade on November 19th, 1977 commencing at 10:00 a.m. and ending at 1:00 p.m.

NOTE: The proposed route commences at the Kingston Shopping Centre, to Princess Street, down Princess Street, and ending at the Holiday Inn.

and that the action of the Committee authorizing same be ratified.

CARRIED

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman)
John Clements
T.D. French
Y. Tarnowecky
G. Webb

* * *

Ald. Mackenzie presented Report No. 111 of The City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 111 of The City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (cont'd)

REPORT NO. 111

November 8, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That the following plans, submitted by Kingston General Hospital, for a nine-storey building in the Health Science Centre on the westerly portion of the block bounded by King, George, Stuart Streets and Lower University Avenue:

SK0	Perspective - Dated September 1977
SK1	Site Plan - Dated September, 1977
SK2	Floor Plan Level 0 - Dated September, 1977
SK3	Floor Plan Level 1 - Dated September, 1977
SK4	Floor Plan Level 2 - Dated September, 1977
SK5	Floor Plan Level 3 - Dated September, 1977
SK6	Floor Plan Level 4 - Dated September, 1977
SK7	Floor Plan Level 5 - Dated September, 1977
SK8	Floor Plan Level 6 - Dated September, 1977
SK9	Floor Plan Level 7 - Dated September, 1977
SK10	Floor Plan Level 8 - Dated September, 1977

be approved, subject to the applicant entering into a development control agreement, which shall include the following conditions:

a) that the development be in accordance with the above listed plans;

b) that interior layouts as shown on all floor plans (SK2-SK10 inclusive) shall be exempted from the requirements of the development control agreement;

c) that a landscaping plan subject to the approval of the City shall be submitted and implemented within 24 months of issuance of the building permit;

d) that all proposed parking areas and access routes be paved;

e) that the fire protection system be subject to the approval of the City of Kingston Fire Department;

f) that the northerly access route to Lower University Avenue be subject to the approval of the City of Kingston particularly with respect to grades and elevation;

g) that any damage to facilities in City streets which may occur during construction shall be rectified by the applicant;

h) that plans for water and electrical supply shall be subject to the approval of the Public Utilities Commission;

REPORTS (cont'd)

Report No. 111 - City of Kingston Planning Board

1. (cont'd)

i) that a minimum of a twenty-five foot (25') setback be maintained at the south-west corner of the building or a minor variance be obtained.

CARRIED

2. That the following plans, submitted by the City of Kingston, for an enclosure for the open air swimming pool in the City of Kingston recreation complex at Artillery Park (Montreal Street at Ordnance Street):

Plan #0 - Perspective - Dated November, 1977

Plan #1 - Site Plan - Dated November, 1977

Plan #5 - Elevations - Dated November, 1977

be approved.

CARRIED 14:1
Ald. Hawkins Opposed

3. WHEREAS the City has received the Ontario Municipal Board decision dated September 7, 1977, with respect to Official Plan Amendment No. 71 (Hazard Lands) and Zoning By-Law No. 8499 as it affects three properties located within the valley of the Little Cataraqui River; and

WHEREAS Planning Board has conducted a review of the various matters raised in this decision;

BE IT RESOLVED that:

A. Zoning By-Law No. 8499 be amended to:

a) Amend Zoning Map Nos. 22 and 23 so as to rezone the approximately 2.5 acre parcel of land located on the south side of Bath Road east of the Little Cataraqui River as shown on copies of Zoning Map Nos. 22 and 23 which are attached hereto as Schedules "A" and "B" from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial.

b) Amend Zoning Map No. 11 so as to rezone lands on the west side of the Little Cataraqui River south of Princess Street as shown on a copy of Zoning Map No. 11 which is attached hereto as Schedule "C", from OS2 (Private Open Space) to OS2.148 (Private Open Space).

c) Add as Section 148 the following:

"148. On the parcel of land located on the west side of the Little Cataraqui River and designated OS2.148 on a copy of Zoning Map No. 11 attached to and forming part of By-Law No. 9126 as Schedule "C", the permitted uses shall also include:

a) commercially operated driving tees, ranges or miniature golf courses and similar uses operated for hire or gain,

REPORTS (cont'd)

Report No. 111 - City of Kingston Planning Board

3. (cont'd)

b) museums, art galleries, libraries, auditoriums, theatres, stadiums, arenas, bowling alleys, pool or billiard halls and similar commercially operated recreational facilities."

d) Amend Zoning Map Nos. 22 and 23 so as to rezone the two parcels of land located south of Green Drive as shown on copies of Zoning Map Nos. 22 and 23 which are attached hereto as Schedules "D" and "E" from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential.

B. The following Official Plan policy be adopted for inclusion as Section 5(13C) and that the Ontario Municipal Board be so advised for the purposes of including this policy in its order with respect to the referral of the "Dacon" lands affected by Amendment No. 71 (Hazard Lands):

> "That area which is designated as Hazard Lands, located south of Green Drive and east of the C.N.R. tracks, shall be subject to the Hazard Land policies of this plan with the exception that access from Green Drive across this area shall be specifically permitted."

AND BE IT FURTHER RESOLVED that final reading be not given to a By-law rezoning the "Dacon" property affected by Amendment No. 71 (Hazard Lands) until such time as the Cataraqui Region Conservation Authority has approved the O.L.S. survey.

(See By-Law 4 : No. 9126) *CARRIED*

4. That Council does hereby certify that By-Law No. 9126, "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial; Rezone Lands on the West Side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space); Rezone Two Parcels of Land Located South of Green Drive from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential" is in conformity with the Official Plan of the Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 3 have been approved.

CARRIED

5. WHEREAS there is at present no provision for fees to be charged in connection with Zone Change Applications and applications for Official Plan Amendments; and

WHEREAS there was at one time such provision for fees to be charged to applicants by the Corporation of the City of Kingston, and such practice was discontinued; and

REPORTS (cont'd)

Report No. 111 - City of Kingston Planning Board

5. (Cont'd)

WHEREAS in the opinion of Planning Board provision for such a fee structure would discourage the filing of frivolous applications;

BE IT RESOLVED that the City of Kingston re-introduce a fee structure for Official Plan amendment applications and Zone Change applications, on the following basis:

Official Plan Amendment application	$100.00
Zone Change Application	$ 50.00

-and-

BE IT FURTHER RESOLVED that a refund of half the allotted fees be made if an application for an Official Plan Amendment or a Zoning Change is withdrawn before such applications are presented to Planning Board.

CARRIED AS AMENDED 13:2
Ald. Matthews and Ald. Timmins Opposed
See following Motion of Amendment

Moved by Ald. Gerretsen,
Seconded by Ald. Webb,

That Clause 5, Report No. 111, be amended by deleting the following therefrom:

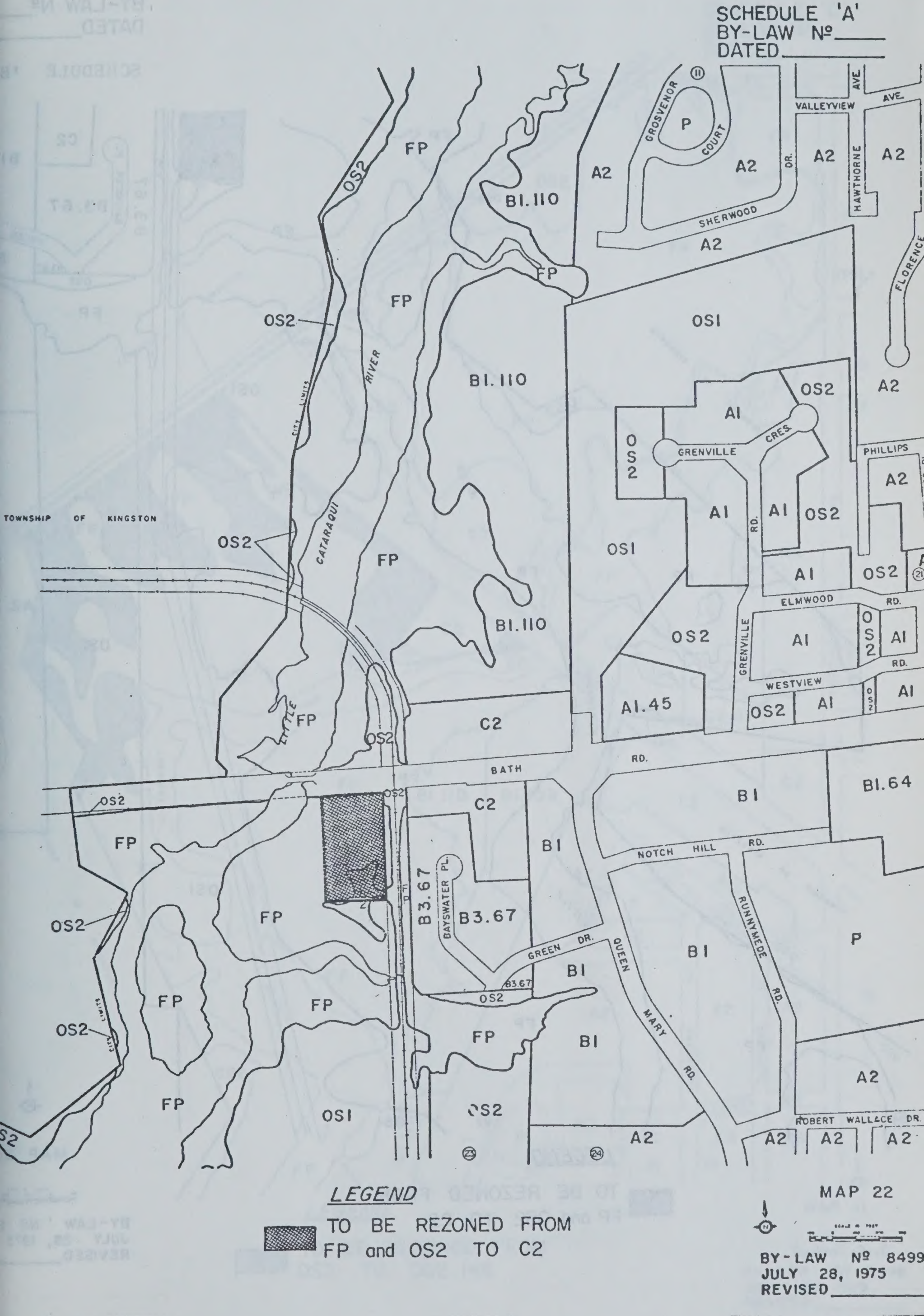
"Be it Further Resolved that provision be included in such a fee structure for applicants to appeal to Planning Board for an exemption from the above listed fees in cases of exceptional circumstances;"

CARRIED 9:6
Ald. Clements, Ald. Mackenzie, Ald. Matthews, Ald. Miller Opposed

Respectfully Submitted,
(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
K.W. Matthews
John Clements
Grant Timmins

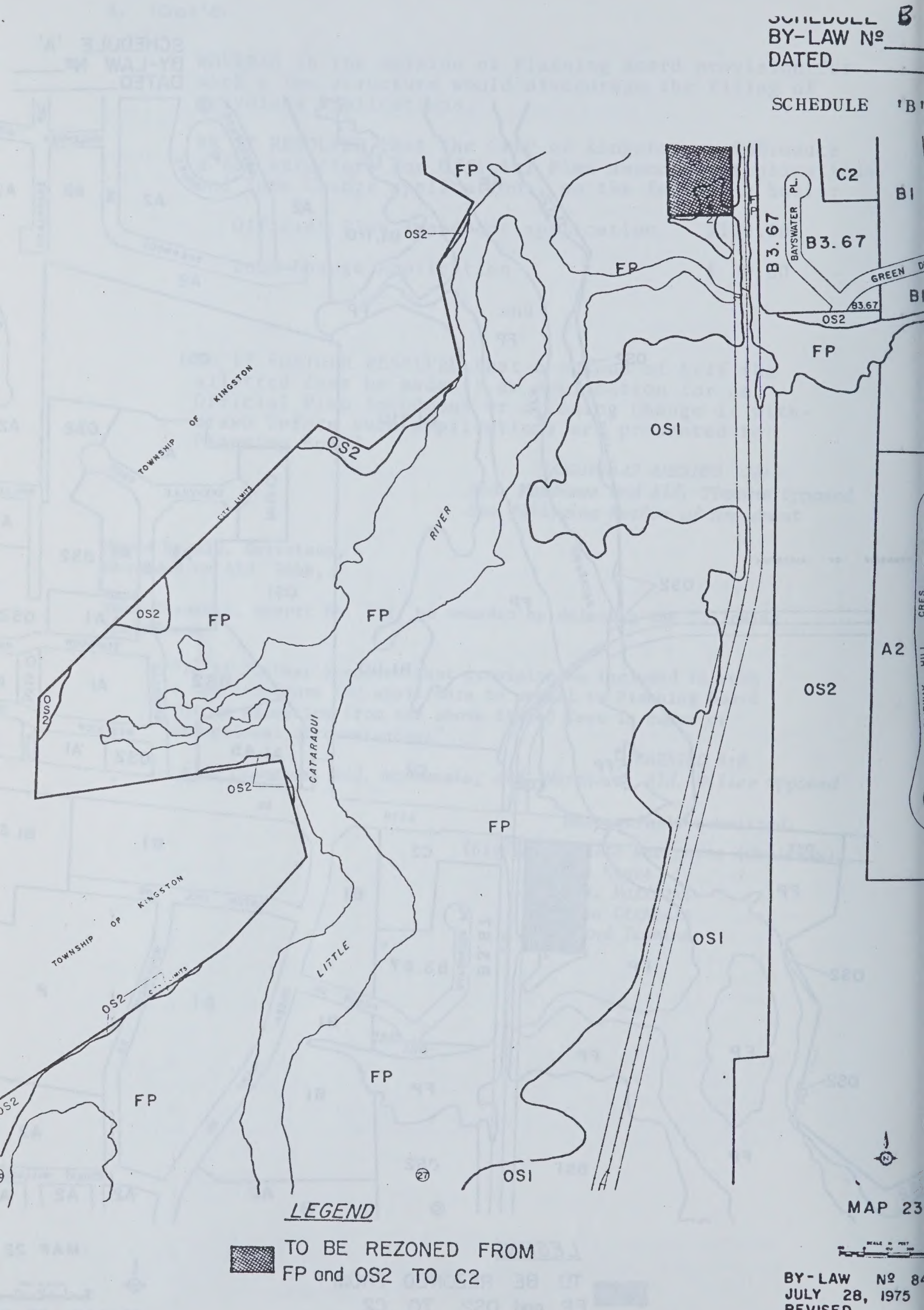
* * *

Report No. 111 - City of Kingston Planning Board


SCHEDULE 'A'
BY-LAW Nº
DATED
FP
OS2
B1.110
A2
GROSVENOR
COURT
P
A2
DR.
A2
A2
VALLEYVIEW
AVE.
AVE
HAWTHORNE
SHERWOOD
A2
FP
OS1
FLORENCE
OS2
RIVER
CITY LIMITS
B1.110
OS2
A2
A1
GRENVILLE
CRES.
O S 2
PHILLIPS
A2
TOWNSHIP OF KINGSTON
OS2
CATARAQUI
FP
A1
RD.
A1
OS2
OS1
A1
OS2
ELMWOOD
RD.
B1.110
OS2
GRENVILLE
A1
O S 2
A1
RD.
WESTVIEW
LITTLE
FP
A1.45
OS2
A1
A1
OS2
C2
BATH
RD.
OS2
OS2
C2
B1
B1.64
FP
B1
NOTCH HILL RD.
B3.67
BAYSWATER PL.
B3.67
FP
OS2
GREEN DR.
QUEEN
RUNNYMEDE
B1
P
B1
B3.67
OS2
FP
FP
MARY
RD.
RD.
FP
OS2
CITY LIMITS
B1
A2
FP
OS1
OS2
ROBERT WALLACE DR.
A2
A2
A2
A2
OS2
23
24
LEGEND
▨ TO BE REZONED FROM FP and OS2 TO C2
MAP 22
BY-LAW Nº 8499
JULY 28, 1975
REVISED

REPORTS

Report No. 111 - City of Kingston Planning Board


SCHEDULE B
BY-LAW Nº
DATED
SCHEDULE 'B'
FP
OS2
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C2
B1
B3.67
BAYSWATER PL.
B3.67
GREEN
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TOWNSHIP OF KINGSTON
CITY LIMITS
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RIVER
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CATARAQUI
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TOWNSHIP OF KINGSTON
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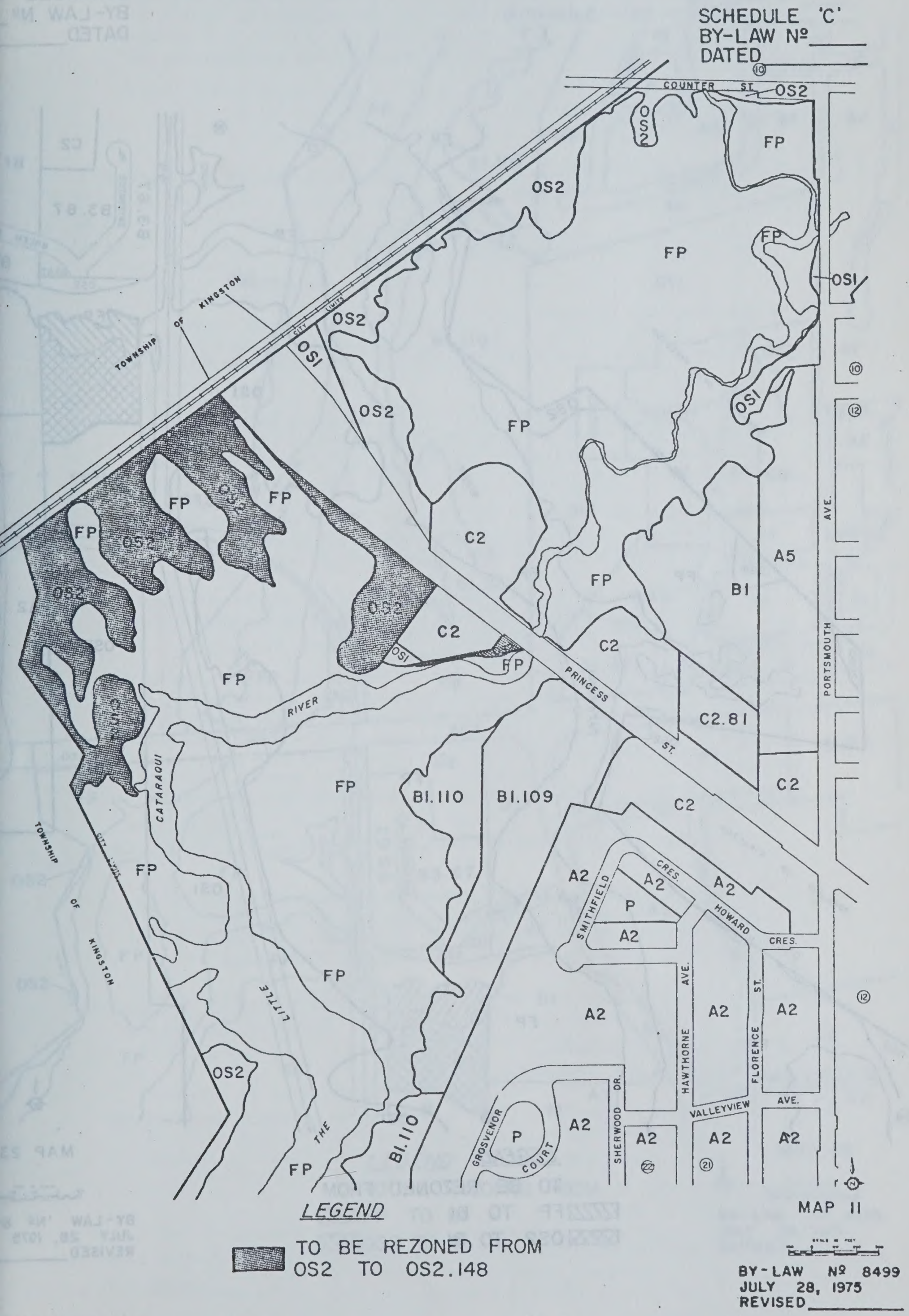
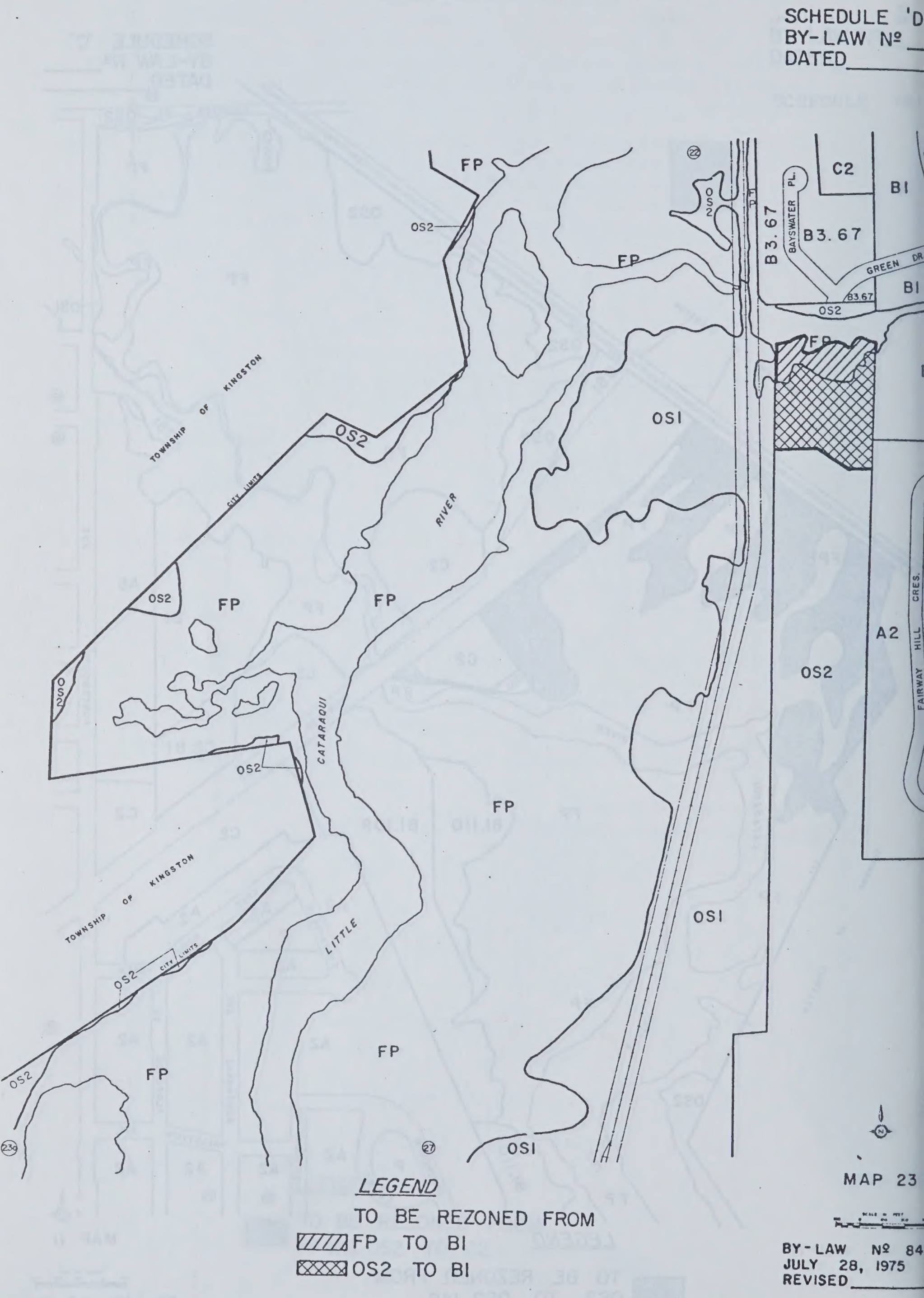
MAP 23
LEGEND
▨ TO BE REZONED FROM FP and OS2 TO C2
BY-LAW Nº 84
JULY 28, 1975
REVISED

REPORTS

Report No. 111 - City of Kingston Planning Board


SCHEDULE 'C'
BY-LAW Nº
DATED
COUNTER ST.
OS2
FP
OS1
OS2
TOWNSHIP OF KINGSTON
CITY LIMITS
OS1
OS2
FP
C2
FP
B1
A5
PORTSMOUTH AVE.
FP
OS2
OS2
OS2
OS2
OS1
C2
FP
C2
PRINCESS ST.
C2.81
C2
FP
RIVER
CATARAQUI
FP
BI.110
BI.109
C2
TOWNSHIP OF KINGSTON
FP
A2
SMITHFIELD CRES.
A2
P
A2
A2
HOWARD CRES.
FP
LITTLE
A2
HAWTHORNE AVE.
A2
FLORENCE ST.
A2
OS2
THE
GROSVENOR COURT
P
A2
SHERWOOD DR.
A2
VALLEYVIEW AVE.
A2
A2
FP
BI.110
MAP 11
LEGEND
TO BE REZONED FROM OS2 TO OS2.148
BY-LAW Nº 8499
JULY 28, 1975
REVISED

Report No. 111 - City of Kingston Planning Board


SCHEDULE 'D
BY-LAW Nº
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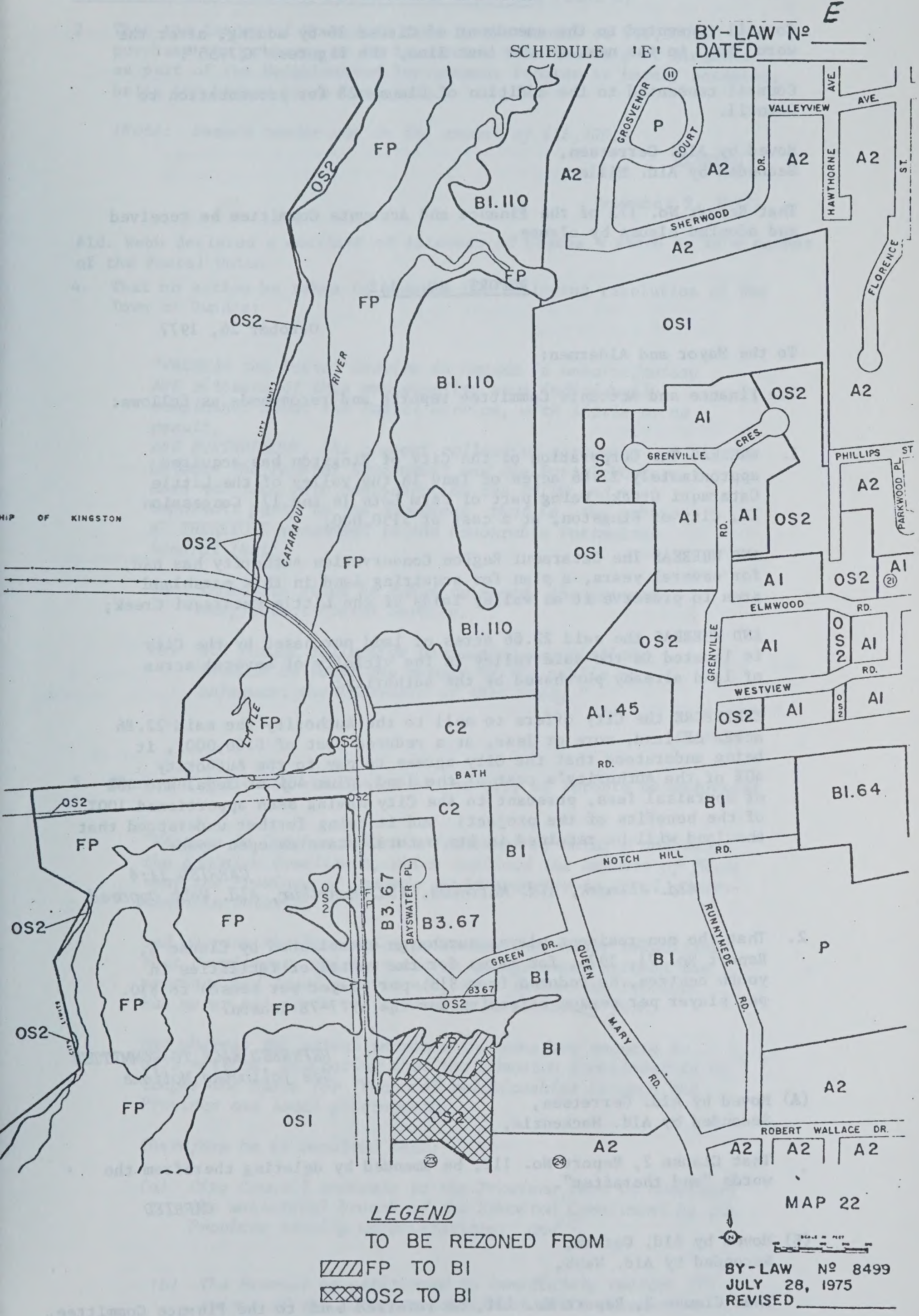
B3.67
BAYSWATER PL.
B3.67
GREEN DR.
BI
B3.67
OS2
FP
OS1
TOWNSHIP OF KINGSTON
CITY LIMITS
OS2
RIVER
OS2
FP
FP
OS2
CATARAQUI
OS2
FP
A2
OS2
FAIRWAY HILL CRES.
TOWNSHIP OF KINGSTON
LITTLE
OS2
CITY LIMITS
OS1
OS2
FP
FP
OS1
MAP 23
BY-LAW Nº 84
JULY 28, 1975
REVISED
LEGEND
TO BE REZONED FROM
▨ FP TO BI
▦ OS2 TO BI

REPORTS

Report No. 111 - City of Kingston Planning Board


BY-LAW Nº
E
SCHEDULE 'E'
DATED
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OS2
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GROSVENOR
COURT
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VALLEYVIEW
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HAWTHORNE
A2
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ST.
SHERWOOD
A2
FLORENCE
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OS2
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RIVER
BI.110
CITY LIMITS
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GRENVILLE
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PARKWOOD PL.
HIP OF KINGSTON
CATARAQUI
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ELMWOOD
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WESTVIEW
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BATH
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BI.64
OS2
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NOTCH HILL RD.
B3.67
OS2
BAYSWATER PL.
B3.67
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RUNNYMEDE RD.
QUEEN
GREEN DR.
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MARY
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RD.
A2
FP
OSI
OS2
A2
ROBERT WALLACE DR.
A2
A2
A2
23
24
MAP 22
LEGEND
TO BE REZONED FROM
▨FP TO BI
▩OS2 TO BI
BY-LAW Nº 8499
JULY 28, 1975
REVISED

REPORTS (cont'd)

Ald. Gerretsen presented Report No. 112 of the Finance and Accounts Committee as follows:

Council consented to the amendment of Clause 16 by adding, after the word "No." in the next to the last line, the figures "X17755".

Council consented to the addition of Clause 28 for presentation to Council.

Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Report No. 112 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 112

October 26, 1977

To the Mayor and Aldermen:

The Finance and Accounts Committee reports and recommends as follows:

1. WHEREAS The Corporation of the City of Kingston has acquired approximately 22.86 acres of land in the valley of the Little Cataraqui Creek, being part of Farm Lots 16 and 17, Concession II, City of Kingston, at a cost of $150,000;

   AND WHEREAS The Cataraqui Region Conservation Authority has had, for several years, a plan for acquiring land in this marshland area to preserve it as valley lands of the Little Cataraqui Creek;

   AND WHEREAS the said 22.86 acres of land purchased by the City is located in the said valley in the vicinity of several acres of land already purchased by the Authority;

   THEREFORE the City offers to sell to the Authority the said 22.86 acres of land, more or less, at a reduced cost of $100,000., it being understood that the City agrees to pay to the Authority 40% of the Authority's cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space.

   CARRIED 11:4
   Ald. Allmark, Ald. Matthews, Ald. McArthur, Ald. Webb Opposed

2. That the non-resident player surcharge established by Clause 1, Report No. 71, 1976, for rates for the rental of facilities in youth centres, be reduced from $15. per player per season to $10. per player per season effective for the 1977-78 Season.

   REFERRED BACK TO COMMITTEE
   See following Motions

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Mackenzie,

That Clause 2, Report No. 112, be amended by deleting therefrom the words "and therafter".

CARRIED

(B) Moved by Ald. Gorham,
Seconded by Ald. Webb,

That Clause 2, Report No. 112, be referred back to the Finance Committee.

CARRIED 8:7

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

3. That the tender of Howard C. Mayo in the amount of $16,300.00 to purchase the property at 90 Bay Street from the City of Kingston as part of the Neighborhood Improvement Program is hereby accepted, being the higher tender received.

(Note: Second tender was in the amount of $15,100.)

CARRIED

November 9, 1977.

Ald. Webb declared a conflict of interest in Clause 4 since he is a member of the Postal Union.

4. That no action be taken to endorse the following resolution of the Town of Dundas:

> *"WHEREAS the Postal Service in Canada is unsatisfactory AND citizens of this municipality have individually complained about the Postal Service, with little or no result,*
> *AND FURTHERMORE, the present collective agreement between the Federal Government and the Postal Workers does not take into consideration the THIRD and most important party to the agreement, that is, the public,*
> *WE THEREFORE recommend to the Honourable Postmaster General that:*
>
> *(a) Immediate steps be taken to remedy the present inefficient Postal Service.*
>
> *(b) All future collective bargaining negotiations include at least one member of the public to safeguard the interests of that Party."*

CARRIED

5. That the following resolution of the City of Toronto be endorsed:

> *"Whereas in October 1973 the Treasurer of Ontario announced the Edmonton Commitment, which outlined the amounts of funds that the Province of Ontario would transfer to local governments in Ontario;*
>
> *and whereas the Provincial government has never repudiated that Commitment, which stands as an agreement between the province and local governments, even though the Province has never set forth the agreement in statutory form;*
>
> *and whereas the actual increase in transfers amounts to $172 million, indicating that the Edmonton Commitment is no longer the basis for financial relationships between the Province and local governments;*
>
> *Therefore be it resolved that:*
>
> *(a) City Council indicate to the Province that it considers the unilateral breach of the Edmonton Commitment by the Province totally unsatisfactory; and*
>
> *(b) The Premier be petitioned to immediately restore the spirit of the Edmonton Commitment until discussions can be held to arrive at satisfactory financial arrangements that will henceforth govern provincial/municipal relationships."*

CARRIED

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

6. That the sum of $1,434.40 is hereby authorized to be paid to Mr. Charles Kellar, former owner of property on the west side of Montreal street, north of Briceland street, for a length of 212.27 feet, acquired in 1958 for a sidewalk, in full settlement of Mr. Kellar's claim for compensation for his property.

- and -

That the following budget appropriation amendment is hereby approved in order to provide the necessary funds:

	Increase	Decrease
FINANCE		
GENERAL ADMINISTRATION		
- Contributions from Revenue Fund: Capital Expenditures		
- Land Acquisition	$1,434.40	-
OTHER	-	$1,434.40
- Contingencies		

CARRIED

7. That the application of Allimor Corporation Limited for a refund of their building taxes in the amount of $716.22, representing assessment reduction of $12,425 on their property at 237-239 Ontario Street for the last 4½ months of 1977 due to demolition of the buildings, is hereby approved.

CARRIED

Ald. French and Ald. McArthur declared a conflict of interest in Clause 8 since Ald. French is President of CKLC Broadcasting Company and Ald. McArthur operates Fort Battery Company.

8. That list of accounts No. 10, dated October, 1977, in the amount of $2,899,210.89 for expenditures incurred under proper authorization, be approved.

(Note: Copies of list of accounts have been distributed to all members of Council with the Finance Agenda.)

CARRIED 13:0
Ald. French & Ald. McArthur Abstained

9. That, as recommended by the Police Commission, the following budget appropriation transfers be approved:

		Increase	Decrease
PERSONAL SERVICES			
- Salaries - Policemen			
Update supplementary pens. plan	$33,760.		
Garage helper	1,000.	$34,760.	-
SUPPLIES, ETC.			
- Clothing & Clothing Allowance		5,000.	-
- Postage, Telephone & Telegram (increase needed because of increase in postal & telephone rates and rental costs of Bell Canada for new communications system)		8,500.	-

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

9. (cont'd)

ACQUISITION & OPERATION OF EQUIPMENT			
- New Equipment			
3 new closed circuit TV cameras and installation	$ 2,600.		
Colour photography equipment	10,500.		
Garage heater	1,950.	15,050.	-
LAND & BUILDINGS			
- Buildings			
Cell block locking devices	12,000.		
Construction of 2 dark room facilities, including exhaust system, electrical work & plumbing	21,193.		
Improvements to administrative services area on second floor, relocation of partition & doors, electrical, and carpet	5,644.		
	$38,837.		
Less: Unexpended from ground floor office relocation	- 7,000.	31,837.	-
- Buildings, External Repairs			
Sealing and resurfacing parking deck	$4,500.		
Compressor for air-conditioning	3,000.	$ 7,500.	-
PERSONAL SERVICES			
- Salaries - Policemen (transfer of surplus arising from AIB rollback, staff changes, etc.)		-	$102,647.

CARRIED 8:7

10. That, as approved by the Police Commission, a By-Law be presented to authorize the execution of an agreement with the Ontario Municipal Employees Retirement Board for a Type II Supplementary Pension for Policemen.

(Note: The cost of this additional pension is $33,760 per year for 15 years.)

(See By-Law 8 : No. 9130) CARRIED

11. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of the Municipal Act, the applications of the persons and firms listed on Schedule "A", attached hereto, for cancellation or refund of commercial, residential or business taxes levied in 1977 in the total amount of $24,379.89, be approved.

CARRIED

REPORTS (cont'd)

Report No. 112 - Finance and Accounts (cont'd)

12. WHEREAS the Public Library Board have reported that the Ontario Retail Sales Tax Branch requires that the City must pay Provincial Sales Tax for the supply of the shelving from Triple-A Manufacturing Company Limited, the acquisition of which was authorized by Clause 7 of Report No. 83, 1977;

AND WHEREAS in Clause 7.(B) of Report No. 83, it was understood that consideration of the separate added price for childrens' shelving included in the tender had been withheld until the problems of matching existing shelving had been solved, and a letter has now been received from the Kingston Public Library Board notifying that the Board recommends the acceptance of the qhotation of Triple-A Manufacturing Company Limited in the amount of $2,228.10 for the supply of childrens' shelving for the new public library. (They note that this figure includes both Federal and Provincial Sales Tax):

THAT the contract with Triple-A Manufacturing Company Limited for Library Shelving be amended to increase the total contract, as follows, to the sum of $65,390.35:

Stipulated price, including Provincial Sales Tax	$70,193.17
Less price for "Book Stays" which are not being accepted	(-) 7,030.92
Net	63,162.25
Plus addition for Type F Units for Childrens' Section	2,228.10
Net Total	$65,390.35

(Includes Provincial and Federal Sales Taxes)

CARRIED

13. That as recommended by the City of Kingston Planning Board, the following budget appropriation amendment be approved in order to provide funds for a purchase of a new typewriter:

	Increase	Decrease
PLANNING & HOUSING		
PLANNING & ZONING		
- Purchase of new equipment - (Typewriter)	$1,000.	-
- Zoning By-Law Amendment	-	$1,000.

CARRIED 12:3
Ald. Breen, Ald. Clements, Ald. Matthews Opposed

14. That the account of Mr. L.H. Tepper, Q.C., Barrister, in the amount of $693.75 for acting as City's Counsel concerning an arbitration hearing re Local 109, C.U.P.E. (Garbage Department Employees) and 2 policy grievances re Local 141 C.U.P.E. be authorized for payment.

CARRIED

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

15. That, as recommended by the Associated Architects for the Kingston Public Library and as approved by the Kingston Public Library Board, contemplated Change Order No. 21 for the following items for the construction of the new Public Library in the net amount of $7,204.66, to be charged to the contract Contingency Fund in the contract with M. Sullivan & Sons Limited, be approved, it being noted that additional information has been requested concerning item (6):

	ADD	
(1) Installation of cork tackboard to long wall and adjustments to valance lighting in small meeting room	$1,365.19	
(2) Three additional access doors to aid future maintenance	269.64	
(3) Added receptacles (3) in Audio/Visual area	210.00	
(4) 11 LUXO lamps to Carrell Area in circulation	786.45	
(5) Circuline FLUORESCENT (12) Fixtures Type T to replace 8 originally specified square fixtures (above allowance of $800 now in contract)	123.90	
(6) Sullivan co-ordinating foreman for 4 weeks between finish of construction and moving in	~~2,560.00~~	DELETE
(7) Noise suppression to Air Conditioning Piping and additional valves to refrigerant piping to facilitate future maintenance and repairs	1,436.51	
(8) Covering-in heating pipes at floor and piping behind picture storage cupboard	1,560.32	
(9) Added glass to large window instead of solid panel including installation and 5% mark-up	220.50	
(10) Topping of Fibrated Mulsomatic to main stair landing to deaden sound of footsteps	525.00	
(11) Sleeve for Cable T.V. entrance - no charge	-	
(12) Conduit to facilitate fire alarm connection to firehall	202.65	
(13) Painting of concrete beams & flashing to gable	199.50	
(14) Additional retaining clips required by Ontario Hydro inspector for the U-tube chandelier	305.00	
TOTAL INCREASE	~~$9,764.66~~	$7,204.66

(Note: The Public Library Board have agreed to reduce their furniture commitment to $183,000. in order to provide funds for change Order No. 21 and to maintain additional contingency funds.)

CARRIED 13:2

Ald. Breen and Ald. Webb Opposed

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

16. That, as recommended by the Kingston Public Library Board, approval is hereby granted to the assignment of the contract of Kingston Roofing and Flooring Company Limited for carpeting the new public library to the Robert Simpson Company Limited on the understanding that the time of commencement for the work shall be extended to December 1, 1977, and the date for completion shall be extended to December 20, 1977 and the change from carpeting sample No. X17755 to sample No. X-18706 "Staminex" by Burlington, be approved.

CARRIED AS AMENDED

17. That the account of Labour Disputes Resolutions Limited in the amount of $312.50 being 50% of the cost of the attendance of Mr. C. Gordon Simmons as arbitrator on August 26, 1977 in the matter of a grievance by 18 employees in the Garbage Department, C.U.P.E., Local 109, be authorized for payment.

CARRIED

18. That the account of Cunningham, Little, Barristers & Solicitors, in the amount of $1,450.00 for legal services of Mr. R.A. Little, Q.C., for acting as City's Counsel in the Arbitration Hearing re: Rideaucrest Nurses (Ontario Nurses Association) is hereby authorized for payment.

CARRIED

19. WHEREAS the Public Works Committee have received the report of the Commissioner of Works that the General Rate By-Law for the widening of Sir John A. Macdonald Boulevard from King to Union Streets was closed without funds being transferred to the Tree Reserve Fund for the necessary removals and that the Treasurer advised that $15,271.14 should be provided:

THAT, as recommended by the Public Works Committee, the following Budget Appropriation Amendment be approved and that the sum of $15,271.14 be authorized to be paid to the Tree Reserve Fund for the removal of Trees on Sir John A. Macdonald Boulevard between King and Union Streets:

	Increase	Decrease
PUBLIC WORKS		
ENVIRONMENTAL SERVICES		
- MAINTENANCE OF SEWERS	-	$7,000.00
- WATER POLLUTION CONTROL PLANT	-	$8,271.14
TRANSPORTATION SERVICES		
- CONT. FROM REVENUE FUND		
- Miscellaneous		
- Tree Fund: Sir John A. Macdonald Boulevard	$15,271.14	-

CARRIED 12:3

Ald. Breen, Ald. Hawkins, Ald. McArthur Opposed
(See following Motion which was LOST)

Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That Clause 19, Report No. 112, be referred back to the Finance Committee.

LOST 5:10

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

20. That, as recommended by the Public Works Committee, the following amendments to the 1977 Capital Budget of the City of Kingston be approved:

LOCAL IMPROVEMENTS	Decrease	Increase
SIDEWALKS		
New Construction		
- Regent St. - E/S - Princess to Park *(Leaves Balance of $2,000.)*	$8,000.	-
- Brant/Kirkpatrick *(Makes new balance of $15,000.)*	-	$5,000.
- Barbara Avenue - All *(Makes new balance of $15,000.)*	-	$3,000.

to provide sufficient debenture funds, in particular, for these projects for which construction by-laws have been commenced.

(Note: Public Works Committee have decided not to proceed with construction of Regent Street Sidewalk)

CARRIED

21. That, as recommended by the Public Works Committee:

(A) Contract 77/2W for Road Construction and Reconstruction, etc., with Bennett Paving and Materials Limited be amended as follows:

Since with the subsequent approval to open Old Sir John A. Macdonald Blvd from Counter St to Elliot Ave including a channelized turning lane at Old Sir John A. Macdonald Blvd and Elliot Ave., it became more practical for the City to carry out some of the work under the Wycliffe Subdivision Agreement:

1. Oversizing of Elliot Ave at Old Sir John A. Macdonald Blvd be carried out by the Subdivider at an agreed cost of $326.91 but done under City Contract 77/2W to be charged to Account 313-74 and deducted from the approved payment to the Subdivider, and

2. Normal 28' road construction from Old Sir John A. Macdonald Blvd easterly approximately 165 feet be carried out by the Subdivider at his expense at an agreed cost of $3,730.01 but done under City Contract 77/2W to be charged to Account 313-74 and deducted from the approved payment to the Subdivider.

- and -

(B) Since a widening of Division St on the west side has been initiated in the vicinity of Elliot Ave, it is more practical for the City to carry out some of the work under the Subdivision Agreement in conjunction with the widening of Division St:

1. Oversizing of Elliot Ave at Division St to be carried out by the Subdivider at an agreed cost of $5,002.57 be done in 1978 under the City Contract for the widening of Division St and that $5,002.57 be transferred from Account 313-74 to a reserve account for use in 1978 and deducted from the approved payment to the Subdivider, and

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

21. (cont'd)

2. Normal 28' road and sidewalks on Elliot Ave from Division St westerly approximately 75 feet to be carried out by the Subdivider at his expense at an agreed cost of $3,230.14 be done in 1978 under the City Contract for the widening of Division St and that $3,230.14 be transferred from Account 313-74 to a reserve account for use in 1978 and deducted from the approved payment to the Subdivider. When the cost of this work is known an adjustment in the cost to the Subdivider will be made.

(Note: A/C 313-74 is the appropriation "Transportation Services - City Share of Subdivision Costs")

CARRIED

22. That, as recommended by the Public Works Committee, because of the late receipt of Ontario Municipal Board sidewalk approvals and possible heavy construction adjacent to the sidewalk to be reconstructed on Ontario Street, and since the Ontario Municipal Board's approval of the reconstruction of the sidewalk on the south side of Queen Street from 6.5' west of Ontario Street westerly 125.5' has been received and it would be desirable to complete it before the traffic becomes heavy in 1978, Contract 77/1W with J. Sousa Contractor Limited for construction and reconstruction of sidewalks be amended to include the reconstruction of the Queen Street sidewalk and increase of unit quantities in accordance with the following schedule, and that the Contract completion date be extended from October 10, 1977 to June 15, 1978.

Item	Description	Previous Auth. Quant. S.F.	Increase S.F.	Increased Quant. S.F.	Unit Price $	Increase $
1	Two course Type "A"	18,296.90	771.00	19,067.90	1.90	1,464.90*
2	Wire mesh	11,000.00	750.00	11,750.00	.25	187.50
10	2' gutter restoration	530.00 l.f.	128.50	658.50	1.25	160.62
				Total Inc.		$1,813.02

*Reconstruction

CARRIED

23. That, as recommended in Appraisal as to the market value of the property of Queen's University at the rear of 115 Barrack Street by William E. Webster M.A.I., A.A.C.I., the payment of the sum of $2,466.00 to Queen's University, being the estimate of the cost of closing in the basement area that will remain to the University after the basement area acquired by the City (6,759 square feet - for senior citizen housing) has been filled in with broken slab, is hereby authorized, to be charged to the Reserve Fund "Reserve for Liabilities - Senior Citizens Housing".

CARRIED 14:1
Ald. Hawkins Opposed

24. That the Car Allowances for the following employees be revised as follows:

Effective December 1, 1977.

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

24. (cont'd)

(a) Parks Department

Site Supervisor - Portsmouth Olympic Site

From $78. per month to mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.

(b) Planning Department

Planning Technician II (Two)

Mileage allowance of 19¢ per mile for first 5,000 miles per year, and 14¢ per mile thereafter.

CARRIED

25. That, as recommended by the Negotiating Committee and as agreed to by the Rideaucrest Nurses Association, the agreement with the Ontario Nurses Association (Rideaucrest Nurses) be amended to comply with A.I.B. regulations to provide, effective January 1, 1977, for a 6% increase and effective January 1, 1978, for a 4% increase, plus up to a further 2% if the A.I.B. increases the basic protection factor up to 2%, so that the salary ranges, as of January 1, 1977, will be:

Graduate Nurse	$11,714. to $14,654.
Registered Nurse	$12,314. to $15,254.
Unit Supervisor	$13,555. to $16,664.

(Note: Contract expires July 13, 1978).

CARRIED

26. That, as recommended by the Transportation Committee, $20,000 be paid to the Kingston Humane Society, it being understood that in 1978 the City will give consideration to an additional contribution toward the cost of the purchase or equipping of a new animal shelter to be located on Dalton Avenue at the site of the "Kelly's Animal Inn"; further that an agreement be entered into with the society to provide that in the event of a disposal of the new animal shelter, the City be entitled to a pro rata refund of its contribution and that this agreement be registered on title.

CARRIED

27. That the Cataraqui Region Conservation Authority be notified that The Corporation of the City of Kingston supports their program of acquiring valley lands of the Little Cataraqui Creek, and

That the City offers to sell to the Authority the following two lots of valley lands, in the Auld Subdivision Area in the vicinity of several acres of land already purchased by the Authority, for the sum of $18,600., it being understood that the City agrees to pay to the Authority 40% of the cost of the land, plus 40% of legal and 40% of appraisal fees, pursuant to the City having been apportioned 100% of the benefits of the project; and it being further understood that the land will be retained in its natural state as open space:

a) Part of Lot 14, Concession I, City of Kingston, (formerly known as Civic No. 1193 King Street West) having an area of approximately one acre, and

b) All of Lot 1, Registered Plan 199, (formerly known as Civic No. 1137 King Street West)

CARRIED

REPORTS (cont'd)

Report No. 112 - Finance and Accounts Committee (cont'd)

28. That the recommendation of The Corporation of the County of Frontenac to appoint Dr. M.W. Partington to be a member of the Child Welfare Review Committee, representing the County of Frontenac and the City of Kingston, to review the 1977 estimate of expenditures of the Children's Aid Society of the City of Kingston and County of Frontenac is hereby approved.

CARRIED

Respectfully Submitted,

(Signed) *Ken Keyes* (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

SCHEDULE

TAX ADJUSTMENTS UNDER SECTION 636 a of the Municipal Act R.S.O. 1970

Roll Number	Applicant	Address of Taxes Appealed	Per-iod (Mos.)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Pub.	Sep.	Pub.	Sep.
010 110 01600 0031 001M	Kingston Ostomy Centre	240 Brock	8	B	Bus. Disc			100.67	
010 110 02100 0070 001G	Ivy Scudamore	118 Sydenham	6	B	Bus. Disc.	77.36			
010 130 00200 0030 001E	Peter E. Sheppard	162 Wellington #1	10	B	Relocated			133.98	
010 130 00400 0060 001B	Jack B. McKenna	159 Wellington #7	12	B	Relocated				159.73
010 130 02000 0020 001L	Kgn. Advertising Agency	65 Clarence	7	B	Relocated			112.30	
010 130 04500 0000 000M	Allimor Corp.	237-239 Ontario	4.5	R & C	Demolished	542.93	173.29		
010 130 07700 0010 001L	Bill Goodman	342 King St. E.	12	B	Bus. Disc.				117.19
010 130 07700 0020 001C	I. Kuranoff	340 King St. E.	4	B	Bus. Disc.			111.09	
010 130 09000 0010 001G	Bank of Nova Scotia	165 Wellington	7	B	Relocated	1,958.23			
010 130 09100 0010 001E	Bank of Nova Scotia	167 Wellington	7	B	Relocated	267.20			
010 130 10100 0070 011D	B.J.'s Bookmart	68 Princess St.	10/11	B	Bus. Disc.			52.44	
010 130 11600 0040 011A	Cheryl Wolsey	263 Bagot St.	11	B	Bus. Disc.			91.85	
010 140 00500 0030 001D	Canada Life	256 Bagot St.	6	B	Relocated	924.62			
010 140 02600 0120 001F	Robert McIntosh	6 Montreal	8	B	Relocated			235.38	
010 140 05900 0010 001F	House of Sounds	296 Princess	6	B	Relocated			747.54	
010 140 07100 0050 001L	Nordic Art Shop	264 Princess St.	12	B	Bus. Disc.			363.08	
010 140 08200 0040 001A	G. G. Horner	222 Princess	6	B	Bus. Disc.			371.07	
020 030 01300 0071 001H	Imperial Optical	800 Princess	2.5	B	Bus. Disc.			77.02	
020 050 02400 0000 000E	A. Pedley	425 Victoria	6	R	Demolished	63.11			
020 110 07900 0000 000H	Homestead Landholdings Ltd.	322 Brock St.	8	C to R	Vacant Commercial	149.94			
020 130 07800 0000 000K	Estate of G. Carson	332 Princess	12	R & C	Demolished	65.80			
020 130 07900 0000 000G	Estate of G. Carson	336 Princess	12	R	Demolished	76.59			
020 130 08100 0000 000K	Estate of G. Carson	318 Princess	12	C	Demolished	8.27			
020 130 08300 0010 001F	Howard Mayo	110 Clergy St. E.	12	B	Bus. Disc.			294.14	
020 140 06700 0010 001K	Seto's Chop Suey House	156 Division	2	B	Relocated	11.79			
020 140 07000 0010 001K	Gino Bonucchi	Garrett St.	12	B	Bus. Disc.		75.94		
030 030 10500 0010 001K	Norm's T.V. & Audio Shop	503 Princess	8	B	Relocated				258.11
030 040 03700 0050 001L	Jennifer L. Aliman	349B Princess	7	B	Relocated			53.69	
030 040 09700 0010 001K	Superior Shoe Store	370 Barrie	12	B	Bus. Disc.				99.83
030 080 09900 0010 001C	Scotiabank	130 Queen, 316 Bagot	6	B	Relocated	1,579.06			

Roll Number	Applicant	Address of Taxes Appealed	Per-iod (Mos.)	Bus. Res. Com.	Explanation	Refund Pub.	Refund Sep.	Cancellation Pub.	Cancellation Sep.
030 080 09900 0070 001E	Occidental Life	310 Bagot #103	4	B	Relocated	53.64			
030 090 06900 0020 001L	Canadian Premier Life Ins.	11 Princess, #101	5	B	Relocated	42.78			
030 390 06900 0050 001M	R. B. Fieldhouse	11 Princess, #200	6	B	Bus. Disc.	41.48			
030 100 02300 0000 000L	City of Kingston	225 Wellington	4	B	City Owned			576.83	1,622.87
030 100 02300 0010 000M	S.N.,Kingston	225 Wellington	4	B	Bus. Disc.			173.76	
030 100 02300 0020 001D	S.N. Kingston	225 Wellington	4	B	Bus. Disc.				533.28
030 100 08200 0000 000E	City of Kingston	40 Rideau	12	R	City Owns			567.10	
030 100 08300 0000 000C	City of Kingston	32 Rideau	12	R	City Owns			328.40	160.48
030 100 08400 0000 000A	City of Kingston	30 Rideau	12	R	City Owns			487.89	185.91
030 100 09800 0010 001B	Walter Hanmore	35 Rideau St.	6	B	Bus. Disc.			146.57	
040 010 18600 0020 001A	Creston Transmission	439 Montreal	12	B	Relocated	183.82			
040 010 18700 0090 001E	R. E. Harding Ltd.	445 Montreal	6	B	Relocated			401.31	
040 010 19500 0000 000F	Imperial Oil Ltd.	603 Montreal	5	C	Removal of Equip.	50.48			
040 010 19500 0010 001G	Wilson's Esso	603 Montreal	5	B	Bus. Disc.	170.80			
040 020 03400 0010 001C	Imperial Oil	17 North	10	B	Reduced Area	7,441.68			
040 070 09400 0020 001C	Imperial Collision Service	314 Montreal	12	B	Bus. Disc.			240.83	
040 100 01600 0020 011L	Custom Transmission	540 Montreal	5	B	Bus. Disc.			93.22	
040 100 08900 0010 001E	William Monaghan	388 Patrick	3	B	Area Reduced		(CONFIRMATION ONLY)		28.17
040 110 13300 0030 001H	Brites Grocery	877 Division	12	B	Bus. Disc.			187.17	
050 020 08300 0010 001C	Kingston Medical Supplies	505 Frontenac	6	B	Relocated		40.98		
050 040 06100 0050 001F	Amherst Painting & Decorating	630 Victoria	12	B	Bus. Disc.			166.12	
060 020 18000 0040 001H	Arne Nielsen Const. Ltd.	840 Portsmouth	4	B	Relocated	40.76			
060 102 00900 0243 001A	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			15.83	
060 102 00900 0242 001G	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			63.39	
060 103 02100 0070 001H	P & M Enterprises	277 Bath Road	6	B	Relocated				280.15
060 103 02100 0080 001A	P & M Enterprises	277 Bath Road	6	B	Relocated				69.64
060 120 00200 0040 001C	M. Pardiello Luigi	20 Bath Road	12	B	Bus. Disc.				219.96
070 090 07500 0010 001H	Wallace Berry	670 King St. W.	7	B	Relocated			361.36	
070 150 04000 0000 000L	City of Kingston	1193 King St. W.	12	R	City Owns			78.16	
					TOTAL	$13,750.34	$290.21	$6,632.19	$3,707.15

Roll Number	Applicant	Address of Taxes Appealed	Per-iod (Mos.)	Bus. Res. Com.	Explanation	Refund		Cancellation	
						Pub.	Sep.	Pub.	Sep.
030 080 09900 0070 001E	Occidental Life	310 Bagot #103	4	B	Relocated	53.64			
030 090 06900 0020 001L	Canadian Premier Life Ins.	11 Princess, #101	5	B	Relocated	42.78			
030 390 06900 0050 001M	R. B. Fieldhouse	11 Princess, #200	6	B	Bus. Disc.	41.48			
030 100 02300 0000 000L	City of Kingston	225 Wellington	4	B	City Owned			576.83	1,622.87
030 100 02300 0010 000M	S.N.,Kingston	225 Wellington	4	B	Bus. Disc.			173.76	
030 100 02300 0020 001D	S.N. Kingston	225 Wellington	4	B	Bus. Disc.				533.28
030 100 08200 0000 000E	City of Kingston	40 Rideau	12	R	City Owns			567.10	
030 100 08300 0000 000C	City of Kingston	32 Rideau	12	R	City Owns			328.40	160.48
030 100 08400 0000 000A	City of Kingston	30 Rideau	12	R	City Owns			487.89	185.91
030 100 09800 0010 001B	Walter Hanmore	35 Rideau St.	6	B	Bus. Disc.			146.57	
040 010 18600 0020 001A	Creston Transmission	439 Montreal	12	B	Relocated	183.82			
040 010 18700 0090 001E	R. E. Harding Ltd.	445 Montreal	6	B	Relocated			401.31	
040 010 19500 0000 000F	Imperial Oil Ltd.	603 Montreal	5	C	Removal of Equip.	50.48			
040 010 19500 0010 001G	Wilson's Esso	603 Montreal	5	B	Bus. Disc.	170.80			
040 020 03400 0010 001C	Imperial Oil	17 North	10	B	Reduced Area	7,441.68			
040 070 09400 0020 001C	Imperial Collision Service	314 Montreal	12	B	Bus. Disc.			240.83	
040 100 01600 0020 011L	Custom Transmission	540 Montreal	5	B	Bus. Disc.			93.22	
040 100 08900 0010 001E	William Monaghan	388 Patrick	3	B	Area Reduced		(CONFIRMATION ONLY)		28.17
040 110 13300 0030 001H	Brites Grocery	877 Division	12	B	Bus. Disc.			187.17	
050 020 08300 0010 001C	Kingston Medical Supplies	505 Frontenac	6	B	Relocated		40.98		
050 040 06100 0050 001F	Amherst Painting & Decorating	630 Victoria	12	B	Bus. Disc.			166.12	
060 020 18000 0040 001H	Arne Nielsen Const. Ltd.	840 Portsmouth	4	B	Relocated	40.76			
060 102 00900 0243 001A	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			15.83	
060 102 00900 0242 001G	Kingston Boat Lines Ltd.	1082 Princess #201A	12	B	Relocated			63.39	
060 103 02100 0070 001H	P & M Enterprises	277 Bath Road	6	B	Relocated				280.15
060 103 02100 0080 001A	P & M Enterprises	277 Bath Road	6	B	Relocated				69.64
060 120 00200 0040 001C	M. Pardiello Luigi	20 Bath Road	12	B	Bus. Disc.				219.96
070 090 07500 0010 001H	Wallace Berry	670 King St. W.	7	B	Relocated			361.36	
070 150 04000 0000 000L	City of Kingston	1193 King St. W.	12	R	City Owns			78.16	
					TOTAL	$13,750.34	$290.21	$6,632.19	$3,707.15

UNFINISHED BUSINESS

Ald. Clements withdrew from the meeting.

Ald. Webb said that he had recently been checking the Guiness Book of Records for the shortest name of a person who had run for public office and believed that a person in Kingston whose legal name was "X" had run for Alderman in a Kingston Municipal election recently but not under his legal name of "X". He suggested that probably this was in order to avoid confusion by having X already marked on the ballot.

Ald. Webb noted that the Guiness Book of Records which claims to have sold more copies than the Bible had only sold 13 million copies last year, but that 15 million copies of the Bible had been sold in the first quarter of 1977.

Ald. Webb said that the televising of the House of Commons debates had been a let-down to him because of the behaviour of the members of parliament. They apparently either ignore the proceedings by reading newspapers or behave like banshees. He said that City Council and "Sesame Street" were better television shows. He said that he had been shocked and disgusted by the behaviour of the members of parliament.

Ald. Webb said that he had also been shocked by the behavour of the Quebec legislature who had not held a period of two minutes of silence on November 11, during their debate at 11 a.m. He asked if the Quebekers had forgotten their men who had given the ultimate sacrifice. He said that he believed the action of the legislature had been an insult to the memory of the men of the Van Doos or Les Chaudierres or the Black Watch.

Ald. Matthews inquired if By-Law enforcement officers were on duty on weekends and on rainy days.

Ald. Matthews enquired if a communication had been received to date from residents in Rideau Heights requesting a school guard on Weller Avenue at Wiley Street.

Ald. McArthur said that he had not received any letters nor even a telephone call concerning this request from the residents in the Rideau Heights area.

Ald. McArthur said that there was a general negative attitude that persons should not stick their noses in the Federal Government's business. He said that he did not believe this, instead he said,that everyone should take action since action speaks louder than words.

Ald. McArthur said that the request for a crossing guard on Weller Avenue was a result of the automobiles that speed along at 40 to 50 miles per hour. He suggested that speed zones be established in school areas and that they be enforced by the Police.

Ald. Clements returned to the meeting.

Ald. McArthur said that automobiles are parking in the truck loading zones and in one case, it is always the same car that blocks the loading zone. He said this occurs throughout the City and that trucks to onload must double park. He suggested that a truck licence fee of $20 to $30 per year be charged to permit trucks to double park at loading zones which they are doing now, through necessity, and which would make the action legal.

Ald. Matthews said that he had noted in Toronto that the Police issue tickets by mail to the owners of vehicles that they observe in contravention of the By-laws when they are unable to attach a ticket directly to the vehicle.

Ald. Gerretsen said that he agreed with Ald. McArthur's suggestion of a licence fee for double parking and would notify the Traffic and Streets Department of the suggestion.

Ald. Gerretsen said that he believed the By-Law enforcement officers should be working whether it is raining or not.

UNFINISHED BUSINESS (cont'd)

Ald. Gerretsen said that he had recently attended the "Downtown Symposium" in Toronto and that at this meeting he had received the most information that he had ever received from a convention. He said that there had been excellent speeches and workshops presented. He noted that copies of the speeches were to be distributed to the persons in attendance at a later date.

Ald. Gerretsen said that the Kingston Downtown Business Association and the Kingston District Chamber of Commerce had been well represented at this symposium.

Ald. Gerretsen said that it was his view that the revitalisation of the downtown of a city would have to be initiated by the business community to Council.

Ald. Gerretsen said that it was up to Council to decide on the role that the downtown area must take, i.e.:

a) Shopping
b) Cultural
c) Many or few functions.

He said that the number of financial institutions that were being established in downtown areas was being questioned, but that it was his opinion this was a good thing for this City.
He also said that a municipality must set realistic goals for spending of money or for assembling lands. He said that Sarnia, for example, had established a non-profit institution and a $25 million complex was being started in the downtown area.

Ald. Gerretsen said that there used to be friction in the City of Kingston between the Transportation Committee and the Downtown Business Association. He said that this friction must be overcome because no action can be taken without cooperation.

Ald. Gerretsen said,from the comments at the Downtown Symposium,the location, as well as the number, of parking lots in a downtown area was very important, more so than their size. He said that a study might have to be done in Kingston. He noted that the costs of construction of a parking garage are so high that it is now necessary to have an accompanying commercial or residential use built into the parking lot design in order to recover costs.

Ald. Gerretsen also said that a "complimentary parking ticket" had been suggested to be issued during the Christmas period which permitted the holder of the ticket to park at any location in the downtown in order to help overcome the negative attitude of shoppers toward the downtown area.

He said that people get an attitude of staying away from the downtown core and that this attitude must be positively overcome.

Ald. Mackenzie said that the Development Control Sub-Committee of the Planning Board have one more meeting scheduled before a recommendation will be ready for presentation to Council.

Ald. Mackenzie also said that the Housing Sub-Committee have had three meetings with the Planning Board and another is expected. She urged the members of Council to go through the minutes of their meetings in order that they would have all the background when the recommendation is made to Council.

Ald. Mackenzie said that the Planning Board has not had many good responses to the Central Business District Study that had been distributed and that the report to Council on this study would be delayed until next year, in order that additional response might be realized.

Ald. Mackenzie questioned the need of the Works Department in spreading sand and salt on the City streets on Sunday, November 13.

UNFINISHED BUSINESS (cont'd)

Ald. Breen said that he wished to express concern about the September, 1977 deficit of the transit operations as compared to September, 1976 in Communication No. 606.

Mayor Keyes said that a lack of ridership is responsible for the large deficit.

Ald. Hawkins said that he agreed with Ald. Mackenzie concerning the excessive sanding and salting that had occurred over the weekend and that the matter was under discussion with the Commissioner of Works.

Mayor Keyes said that the Canadian National Institute for the Blind would be holding a display at Quinte St. Lawrence Hall on November 18 and 19, concerning visual impairment.

BY-LAWS

Council consented to the addition of By-Law 11 for presentation to Council.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That By-Laws 1 to 9 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 5 to 9 their third reading.

CARRIED

(C) Moved by Ald. Miller,
Seconded by Ald. Gerretsen,

That By-Laws 5 to 11 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1, 2, 8 and 9, Report No. 110)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9123)
Clauses 1, 2, 8 and 9, Report No. 110, 1977

(Note: Ministry of Transport Approval NOT required)

(2) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 4 and 5, Report No. 110)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9124)
Clauses 4 and 5 Report No. 110, 1977

BY-LAWS (cont'd)

(3) A By-Law to Amend By-Law No. 24, "A By-Law For Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Traffic Signal Lights: Brock and Macdonnell Streets)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9125)
Clause 7, Report No. 110, 1977
(Note: Ministry of Transport Approval of Plan Required prior to Passing of By-Law)

(4) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial; Rezone Lands on the West Side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space); Rezone Two Parcels of Land Located South of Green Drive from OS2 (Private Open Space) and FP (Flood Plain) to B1 (Multiple Family) Residential)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9126)
Clause 3, Report No. 111, 1977

(5) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: 133-135 Montreal Street)

(THREE READINGS) (PROPOSED NO. 9127)
By-Law No. 14

(6) A By-Law to Authorize the Execution of an Agreement with Bob Martin Construction Co. Ltd. (Sewer Connection: 64-66 Markland Street)

(THREE READINGS) (PROPOSED NO. 9128)
By-Law No. 14

(7) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Court House Meter Time Limit; Angrove Parking Lot Meter Time Limit; and Establish Metered Parking on Lot at North East Corner of Queen and Wellington Streets)

(THREE READINGS) (PROPOSED NO. 9129)
Clauses 3, 10 and 11, Report No. 110, 1977

(8) A By-Law to Authorize the Amendment of a Supplementary Agreement Under the Ontario Municipal Employees Retirement System Act.

(THREE READINGS) (PROPOSED NO. 9130)
Clause 10, Report No. 112, 1977
(Note: Type II Supplementary Pension for Policemen)

(9) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on November 14, 1977.

(THREE READINGS) (PROPOSED NO. 9131)
City Council Meeting No. 28

BY-LAWS (cont'd)

(10) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 4 and 6, Report No. 101)

(THIRD READING) (PROPOSED NO. 9108)
Clauses 4 and 6, Report No. 101, 1977

(Note: Ministry of Transportation and Communications approval Not required.)

(11) A By-Law to Authorize the Construction of a 28 Foot Wide Asphalt Pavement with Turning Circle, Curb, Gutter and Boulevard, Street Lights and a Tree Belt on the East Side of the Parkway from Princess Street Southerly 1290 ± Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9100)
Clause 13, Report No. 96, 1977

MOTIONS

(1) Moved by Ald. Webb,
Seconded by Ald. Gorham,

That the sympathy of Council be extended to the family of the late James L. Murray.

CARRIED

(2) Moved by Ald. Breen,
Seconded by Ald. Clements,

That Council do now adjourn.

CARRIED

Council adjourned at 10.38 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 29

Local Govt.

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, November 28, 1977, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

TABLING OF DOCUMENTS

COMMUNICATIONS

To be Filed

(617) From the Ministry of Culture and Recreation, a copy of the revised book "Guidelines on the Designation of Heritage Conservation Districts" to assist municipalities in the implementation of Part V of The Ontario Heritage Act, 1974, and recommending that a statement relating to Heritage Conservation be included in the City's Official Plans. *(The City's Official Plan includes such a statement.)*

(618) From the International Joint Commission, Windsor, Ontario, their publication *Great Lakes Focus* on the subject of Water Quality for September, 1977.

(619) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* Nos. 77/42, 77/43, 77/44 and 77/45.

(Copies have been distributed to all members of Council)

(620) From the Public Utilities Commission of the City of Kingston on the subject of "Transit Department Capital Budget 1977 - Dial-A-Bus Purchases, stating as follows:

> *"Further to your letter of October 7, 1977, please note that the Commission has approved the purchase of two Dial-A-Bus units from the Municipality of Pickering at a total cost of $16,000. that is, $8,000.00 each, of which 75% subsidy will be available from the Ministry of Transportation and Communications.*
>
> *We have had verbal approval for the purchase of these units from the Municipality of Pickering, and from the Ministry of Transportation and Communications, and we are arranging to pick up the two vehicles in the very near future.*
>
> *This completes the vehicle purchases in 1977."*

(621) From Mr. & Mrs. DeMone expressing their thanks for flowers sent by the City of Kingston on the occasion of their Golden Wedding Anniversary.

(622) From the Bureau of Municipal Research, their publication entitled *In Review* dated October, 1977.

(Copies have been distributed to all members of Council)

COMMUNICATIONS (cont'd)

To be Filed (cont'd)

(623) From the Bureau of Municipal Research, their publication entitled *TOPIC* on the subject of "Changing the Planning Act: Risks and Responsibilities".

(Copies have been distributed to all members of Council)

(624) From Hardtman and Martin, Barristers and Solicitors, in connection with a hearing before the Ontario Municipal Board on November 9, 1977, with respect to "Pavement of Lappans Lane", and reporting that the City's application would be approved.

(625) From the Ministry of Culture and Recreation re: "Wintario Project-Construction of a fun-fitness trail", informing that the project is eligible for capital support, and enclosing procedures for applying for Final Approval.

(626) From the Cataraqui Region Conservation Authority as follows:

> *"A submission requesting approval for the acquisition of the "Pine Woods", approximately 22 acres along the Little Cataraqui Creek between Bath Road and Princess Street, was forwarded to the Eastern Ontario Region Ministry of Natural Resources on November 2, 1977. A copy of the brief and the covering letter were sent to the Honourable Keith Norton on the same date. On November 10 a letter was received from the Eastern Region informing us that approval of the project had been recommended by the Region and forwarded to the Ministry in Toronto."*

(627) From the Ministry of Housing informing that the legislation on Metric Conversion of Planning Documents which was to have been introduced in the Fall will not be introduced now until the spring session, due to the heavy Legislative schedule. However, Municipalities should proceed with the work necessary to convert their planning documents to the metric system as originally indicated in the Guidelines which were forwarded on September 26, 1977, and the dates as previously established will also apply to the submission of new documents for approval.

To be Referred to the Finance Committee

(628) A Memorandum from the Frontenac County Board of Education enclosing a communication from The Metropolitan Toronto School Board with respect to the declining level of Provincial support for public education, and stating that the Frontenac County Board of Education subscribes wholeheartedly to the sentiments and explanations set out in it.

(629) From the Association of Women Electors of Kingston Area asking for Council's comments on the following:

> *"Our Association has requested me to voice our concern about property belonging to the Corporation of the City of Kingston being sold, rather than leased. In particular, the concern is about the piece of property on the north side of Place D'Armes between Wellington Street and the extension of King Street. This property is now being appraised and may be sold.*
>
> *We understand that it is City policy to lease rather than sell property owned by the Corporation, and feel that, in the instance of the Place D'Armes property, this policy should be upheld. There are precedents for leasing land for development. The proposed Allimor development is a case in point."*

COMMUNICATIONS (cont'd)

Which Has Been Referred to the Housing Sub-Committee

(630) From the Minister of State for Urban Affairs, remarks by the Honourable Andre Ouellet at the Property Forum in Toronto on November 2, 1977.

(631) From the Ministry of Housing regarding the Municipal Housing Statement program, expanding on the Annual Housing Review, and asking municipalities to provide an annual estimate of their housing requirements in order to facilitate program forecasting activities, in the form of a set of tables to be submitted by December 23, 1977.

Which Has Been Referred to the City of Kingston Planning Board

(632) From the Ministry of the Environment re: the Davis Tannery Site Development, submitting the following information to enable Council to decide whether or not to proceed with a third reading of the rezoning By-Law and stating that additional information on levels of arsenic and the pH of the samples were received:

> *"Dr. Stokes has concluded that the site is sufficiently contaminated with certain chemicals to present a potential hazard to human health unless measures are taken to remove or contain the soils.*
>
> *The survey was sufficiently extensive to outline the general level, type and probably distribution of contamination. The work appears to have been conducted in an adequately professional manner to be acceptable.*
>
> *We are now in the process of evaluating the health and environmental significance of the concentrations of contaminants and are investigating practical measures which could be taken to render the site suitable for the proposed development.*
>
> *We are seeking the advice of staff of the Ministry of Health's Community Health Protection Branch, the Ministry of Labour's Special Studies and Services Branch, and our Ministry's Pollution Control Branch in Toronto.*
>
> *When sufficient information has been received to establish the health significance and alternative remedial measures available, we propose to meet with the City of Kingston, Kingston Frontenac, Lennox & Addington Health Unit and Cataraqui Region Conservation Authority staff and the developer to discuss acceptable remedial measures and development control methods.*
>
> *Additional information with respect to chromium has been requested and should be available in a few weeks. We may require additional site information to satisfactorily complete the preliminary site contamination evaluation."*

(633) Zone Change Application and Official Plan Amendment, re: 661 Union Street, received from Wilfred Sorensen, Architect, to permit a 4 family dwelling on vacant property, utilizing the roof on one house for part of the garden space of the other.

To be Referred to the Transportation Committee

(634) From the Township of Sandwich West, requesting that Council endorse their following resolution:

> *"Whereas the illegal passing of school buses is governed by the Highway Traffic Act of Ontario;*

COMMUNICATIONS (cont'd)

To be Referred to the Transportation Committee (cont'd)

(634) (cont'd)

> *And Whereas school bus drivers must report the license plate number and be able to identify the driver of the vehicle passing a school bus illegally in order to get a conviction;*
>
> *And Whereas it is nearly impossible for a school bus driver to identify a driver of an illegally passing vehicle;*
>
> *Be It Therefore Resolved that an addendum be considered to the present Highway Traffic Act to allow that where the identity of the driver of an illegally passing vehicle is not possible, the vehicle owner be fined upon proper identification of the vehicle by the school bus driver (in a manner similar to that of a parking violation);"*

To be Referred to the City of Kingston Planning Board

(635) Zone Change Request for property at 783-785 Division Street from Mr. W.E. Ball for an exception to M6 Zone to permit Bill's Pine Shop.

To be Referred to Finance and Accounts Committee

(636) From the City of Pembroke, requesting that Council endorse their following resolution:

> *"Be it resolved that the Council of the City of Pembroke considers the Royal Canadian Mounted Police to be the finest police force in the world".*

To be Filed

(637) From Mr. & Mrs. Clarence Bombard, thanking Council for flowers sent to them on their Golden Anniversary.

To be Referred to the City of Kingston Planning Board

(638) Zone Change Request for property at 480-490 MacDonnell Street from Estate of Roy C. Bradley from "A" single family residential to "C-1" to permit construction of commercial office building.

To be Referred to the Parks & Recreation Committee

(639) From the Association of Women Electors of Kingston Area, requesting Council's approval of the following tree policy:

> *"Whereas the ability of the Central Business District to survive in healthy condition depends, in part, on its attractiveness;*
>
> *And whereas the planting of trees would contribute significantly to the attractiveness of the downtown area;*
>
> *Therefore be it resolved that trees shall be planted at suitable intervals in new sidewalks or in boulevards abutting new sidewalks in the downtown area where the width of the sidewalk, or of the sidewalk and adjoining boulevard combined, is 10 feet or more."*

COMMUNICATIONS (Cont'd)

To be Referred to the Parks and Recreation Committee

(640) From the Ontario March of Dimes enclosing information re: Wintario criteria and stating that 100% funding is now available for accessibility changes on publicly owned buildings constructed before the 1976 Ontario Building Code became effective to make a building useable by physically handicapped people.

To be Referred to the City of Kingston Planning Board

(641) From the Ministry of the Environment, Kingston, a copy of a letter to the Ministry of Labour, Special Studies & Services Branch, re: Davis Tannery Site Redevelopment, enclosing additional information received from Institute for Environmental Studies, University of Toronto.

To be Filed

(642) From the Canadian Transport Commission, Copies of Orders Nos. R-25797 and R-25782.

Order No. R-25797 concerns cancellation of a C.N.R. Passenger train service, the "special", on Fridays between Sherbrooke and Coaticook and that application has been made to cancel other service between Montreal-Sherbrooke-Coaticook.

Order No. R-25782 provides among other things:

a) declaring uneconomic certain C.N.R. passenger train services between Montreal and Toronto; between Ottawa, Brockville and Toronto; and between Kingston and Toronto;

b) ordering the C.N.R. not to discontinue the operation of the passenger train service, and

c) ordering the C.N.R. to post notices and notify parties, including the City, that the C.N.R. has applied for permission to discontinue the certain train service:

i.e., Trains No. 53, 54, 55, 56, 58, 59, 60, 61, 62, 63, 66, 67, 68, 69 (Montreal to Toronto)

Trains No. 43, 44, 45, 46 (Ottawa-Brockville-Toronto)

Trains No. 651, 652, 655, 656 (Kingston-Toronto).

PETITIONS

REPORTS

REPORT NO. 113

To The Mayor and Aldermen November 16th, 1977

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that No Parking Here To Corner be established on the south side of Joseph Street, from Montreal Street, 70 feet westerly.

   NOTE: *At the present time, parking is permitted*

2. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on the west side of George Street, from King Street to Okill Street, thereby providing angle parking.

   NOTE: *At the present time, parking is prohibited*

3. That Elliot Avenue, from Division Street to the west limit of the northerly projection of Lyons Street, be dedicated as a public street.

4. That the street (unnamed) in old Sir John A. Macdonald Boulevard, from Elliot Avenue to Counter Street, be dedicated as a public street.

5. That, notwithstanding the provisions of By-Law 10, permission be granted to the Anti-Apartheid Group to hold a march and rally beginning at 2:00 p.m. in front of the Frontenac County Courthouse, on Saturday, December 3rd, 1977.

   NOTE: *The march will proceed west on Court Street, north on Barrie Street to Princess Street, east on Princess Street to Ontario Street, west on Ontario Street to Confederation Park, where the rally will be addressed by a speaker with first-hand experience in the South African situation*

   Ald. Webb opposed

Respectfully Submitted,

Chairman

REPORT NO. 114

November 17th 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the petty cash funds for Oakwood Day Care Centre and Depot School Day Care Centre be as follows:

Oakwood Day Care Centre	- $50.00
Depot School Day Care Centre	- $30.00.

(Note: By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of a Petty Cash and Change Funds" provides for a petty cash fund of $25.00 for the Oakwood Day Care Centre, and $15.00 for the Municipal Day Care Centre. This is not adequate.)

November 24th 1977.

2. That the following resolution of the Ontario Woman's Christian Temperance Union NOT BE ENDORSED and a new recommendation raising the age to 20 years be approved:

"WHEREAS the consumption of alcohol has greatly increased since the lowering of the drinking age;

WHEREAS researchers who analyzed 50,000 accident reports found that after drinking age was lowered, that 18 year olds had a startling 339% more alcohol related crashes;

AND WHEREAS the raising of the drinking age to 19 years would take it out of the high schools and therefore would relieve the students, teachers and parents of a considerable problem at this time;

BE IT RESOLVED that the Markdale Branch of the Ontario Woman's Christian Temperance Union express its desire to the Ontario Government to have legislation passed to raise the drinking age to 19 years, in this session of parliament.".

3. *WHEREAS the consumption of alcohol has greatly increased since the lowering of the drinking age;*

WHEREAS researchers who analyzed 50,000 accident reports found that after drinking age was lowered, that 18 year olds had a startling 339% more alcohol related crashes;

AND WHEREAS the raising of the drinking age to 20 years would take it out of the high schools and therefore would relieve the students, teachers and parents of a considerable problem at this time;

BE IT RESOLVED that the Corporation of the City of Kingston requests the Provincial Government to pass legislation to raise the drinking age to 20 YEARS and that this resolution be forwarded to other municipalities and to the Association of Municipalities for endorsation.

4. That the following resolution of the Borough of Etobicoke BE ENDORSED:

"That the Attorney General for Canada be petitioned to request the Provincial Attorney General and the Provincial Solicitors General to have placed on their next meeting's agenda the matter of pornography and its exposure to children.".

5. WHEREAS Rideaucrest Home for the Aged has had no increase in approved extended care beds since the inauguration of the Extended Care Plan in Homes for the Aged on April 1, 1972, and

WHEREAS Rideaucrest Home for the Aged has, for the past two years, operated with empty Residential Care beds because of the decreased demand for this type of accommodation, and

WHEREAS Rideaucrest Home for the Aged Board of Management is reluctant to refuse admission to applicants solely because they require nursing care; and

WHEREAS the aging process of residents already in Rideaucrest Home for the Aged is creating more and more demand for increased nursing care, and

WHEREAS the Kingston area is one of the three in the Province with a Chronic Home Care Program which assists elderly citizens to remain in the Community until they require Extended Care such as could be offered at Rideaucrest Home for the Aged, and

WHEREAS, as a result, the number of applicants for admission to Rideaucrest Home for the Aged who require Extended Care is steadily increasing, and

WHEREAS the practice of admitting Residential Care residents to Rideaucrest Home for the Aged when they actually require considerable nursing care, is placing considerable strain on a nursing staff designed to provide adequate care for only 149 Extended Care residents, therefore,

BE IT RESOLVED that the Ministry of Community and Social Services, Homes for the Aged Branch, be requested to give urgent consideration to increasing the approved allotment of Extended Care beds at Rideaucrest Home for the Aged from 149 to 169.".

Respectfully submitted,

CHAIRMAN.

REPORT NO. 115

November 24, 1977

To the Mayor and Members of Council:

The Committee on Honourable Achievement Awards reports and recommends as follows:

1. WHEREAS the Committee on Honourable Achievement Awards has invited members of Council and the citizens of Kingston to submit names for inclusion in the Book of Honourable Achievement;

   AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

   AND WHEREAS the unanimous vote of the members of the Committee was given for the following awards at a meeting held on November 24, 1977;

   THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of the Corporation of the City of Kingston to:

   (a) Rein J. Quatsch

   (b) Alfred Tugwood.

Respectfully submitted

CHAIRMAN

Report No. 116

November 17, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That Schedule "A" of By-law No.8583 - A By-law to authorize the carrying on of a Community Program of Recreation within the meaning of the Recreation Act, to provide for the operation, maintenance and management of Parks and to provide for the establishment, operation and maintenance of Community Centres pursuant to the Community Recreation Centres Act and the regulations made thereunder, be amended to include the following parks -

Name	Location
Riverview Park	Rideau St
Friendship Park	Carlisle St
Kingston Dry Dock	Lower Union St
Nickle Drive Park	Nickle Drive
North Portsmouth Ave Park	Portsmouth Ave and Counter St
Third Ave Park	Third Ave
Wycliffe Estates Park	Elliot Ave
Snyder Park	Guthrie Drive
Miscellaneous Open Spaces	
James Neilson Park	Theresa Crescent
North St Hill Park	North St
Miller's Lane Park	Miller's Lane
Indian Rd Tot Park	Indian Rd

and that the words "Olympic Site" be deleted and the words "Portsmouth Olympic Harbour Park - Yonge St", be substituted therefor.

2. That the room on the second floor of the City Hall known as the Press Room be rented to Local 141, CUPE for use as an office at a rental of $3.50 per s.f. per year, it being understood that the rental arrangement will be subject to review at the end of the first year and it being further understood that they will be required to vacate the office if it is needed by the City.

........./2

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers - the Kingston and District Council for Community Education be permitted to use at no charge Memorial Hall on March 2, 1978 from 9 am to 4.30 pm for the purpose of holding a Program Evaluation Workshop, it being understood that they will be required to relinquish the use of the Hall if it is required by the City.

4. That the tender of Ontario Electric, in the amount of $22,300.00, to install an electrical distribution heating system in the building at 19 Queen St., be accepted being the lowest tender received.

Note The lowest tender is above the amount allocated for heat and lighting renovations, however, in the 1977 total allocated amount for 19 Queen St there is sufficient money to make up the difference without over-expending the 1977 allocation.

The reasons for this extra expense are due to -

(a) the Public Utilities Commission were unable to provide direct power to the site from the nearby substation, therefore, a transformer kiosk was required at approximately $5000.

(b) the mechanical/carpentry section involved more work than was first anticipated due to Building Code Standards and the age of the building.

Respectfully submitted,

Chairman

Report No. 117

November 21, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the sewer services and driveway entrances installed in Parkington Subdivision be accepted subject to provision of a satisfactory two year guaranteed maintenance bond and payment of all outstanding accounts.

Note The delay in accepting the sewer services was due to the delay on the part of the Subdivider in making a decision on the construction of the driveway entrances. The guaranteed maintenance will not apply to the driveway entrances as they were constructed by the City Yard and on this basis, the guaranteed maintenance period for the sewer services will commence August 6, 1976 when the services were completed.

2. That the sewer services installed in Glenarden Place be accepted subject to the provision of a satisfactory two year guaranteed maintenance bond commencing April 23, 1977 and payment of all outstanding accounts.

Note In February 1977 the sewers were accepted with the exception of the sewer services in Street "A" which is now called Glenarden Place. These were installed later as an extension to the Contract the Subdivider had with Taggart Const Co Ltd. as the lot arrangement was changed.

3. That the tender of Mr. A.Lillis, 592 Division St., Kingston, for the provision of general maintenance ancillary services on the basis of $7.00 per call, be accepted being the lowest tender re-

........../2

ceived with the contract to take effect from December 1, 1977 for a period of one year.

Respectfully submitted,

Chairman

SUMMARY OF TENDER NO. 77-35

for

GENERAL MAINTENANCE ANCILLARY SERVICES

PERIOD: One Year
METHOD OF INVITATION: Public & Individual Notices
NO. OF INVITATIONS SENT: 6

DATE OF CALLING: November 4, 1977
DATE OF CLOSING: November 18, 1977
NO. OF TENDERS RECEIVED: 5

DESCRIPTION	GRAHAM'S MAINTENANCE	D. KENNEDY	D. AIKEN	M. J. WOOD	A. LILLIS
ANNUAL FEE	6,000.00	3,300.00	4,200.00	3,600.00	2,900.00
	OR	OR	OR	OR	OR
INDIVIDUAL SERVICE CHARGE	20.00	NIL	NIL	NIL	7.00

REMARKS

1) The foregoing tabulation is a summary of all tenders received in response to the subject tender invitation for the provision of certain general maintenance duties on an off hour ancillary basis.

2) The following recommendation is based on average of twenty-five (25) calls per month for years 1976 and 1977.

RECOMMENDATION

It is recommended for consideration that the tender of A. LILLIS for the provision of ancillary services on the basis of $7.00 per call be accepted being the lowest tender received.

Respectfully submitted,

M. J. Ewart, Director of Purchasing.

MJE/jg

REPORT NO. 118

November 22, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That proposed By-Law 9063 "A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 93: Davis Tannery Redevelopment Site - Orchard Street" and By-Law 9064 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)" be amended on Third Reading as follows:

   Under the heading "A. Specific Area No. 17 (Davis Tannery Redevelopment Site", delete the following words after 'lands designated commercial':

   > "and the lands designated residential on Lots 7, 8, 9 and 10 of Registered Plan B3"

   and delete the words "on the balance of the land" and substitute the words "for the lands designated residential" so that it reads:

   "Specific Area No. 17 (Davis Tannery Redevelopment Site)

   Land uses allowed in this area shall include Multiple Family Residential, Transient Commercial, Neighbourhood Commercial and Recreation Parks and Open Spaces as shown on Schedule A-1. It is the policy of Council that not more than 790 dwelling units shall be ultimately established within this Specific Area. No Development Control approval shall be given nor any permits issued for the redevelopment or development of this area until a development agreement has been entered into for the lands designated commercial and a Plan of Subdivision has been approved for the lands designated residential."

2. WHEREAS a Subdivision Agreement between the City of Kingston and Dacon Corporation, with respect to Country Club Estates was approved by Council on April 28th, 1975; and

   WHEREAS a condition of such Subdivision Agreement was that three pedestrian walkways be constructed on lands known as Blocks B, C, and D, Registered Plan 1678, in order to provide pedestrian access to lands now privately owned but which at some future time may be developed, and such lands have been deeded to the City of Kingston for this purpose; and

   WHEREAS the owners of Lots 16 and 17, Registered Plan 1678 have requested that these walkways not be constructed at this time;

   THEREFORE BE IT RESOLVED as follows:

   1. That three walkways known as Blocks B, C, and D, Registered Plan 1678, not be required to be constructed at the present time;

   2. That Dacon Corporation be required to provide the City with the funds necessary for the construction of such walkways, and that these funds be held in reserve by the City;

2. (Cont'd)

3. That such funds be held in reserve by the City until such time as lands lying to the west of Country Club Estates which are now privately owned are developed;

4. That Block B, Registered Plan No. 1678 be leased by the City to the owners of Lots 16 and 17 in the following proportions:

   a) the five feet in perpendicular width of Block B which abuts Lot 16 be leased to the owner of Lot 16, Registered Plan No. 1678;

   b) that the remaining five feet in perpendicular width of Block B which abuts Lot 17 be leased to the owner of Lot 17.

5. That the Lease from the City to the owners of Blocks 16 and 17 include the following conditions:

   a) that it shall be granted to the Lessees on a yearly basis, which shall be automatically renewed except in the case that written notice is provided by the City within one month of the end of the yearly term of its intention to terminate the Lease;

   b) that it shall be granted for a fee of One Dollar ($1.00) nominal consideration;

   c) That the Lessees agree that the leasing and use by them of this City property shall not be deemed to confer on the Lessees any prescriptive rights over the said City property;

   d) that the formal Lease required shall be prepared at the expense of the applicants in a form satisfactory to the City Solicitor.

3. That the following plans, submitted by J.B. Sampson, for a commercial development on the east side of Division Street south of the J.D. Lee property:

Dwing. #1 - Site Plan & Elevation - October, 1977

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) *that the development be in accordance with the above listed plans as amended;*

b) *that the plan design be modified to conform with the lot depth of the 200 ft. wide x 225 ft. deep parcel of land which was the subject of the application for consent to conveyance which was before the Ontario Municipal Board on November 7, 1977;*

3. (Cont'd)

c) *that road widening of 10 feet across the entire frontage of the parcel of land described in clause (b) be deeded to the City;*

d) *that there be no vehicular access to Division Street from the entire parcel of land described in clause (b);*

e) *that vehicular access to the entire parcel of land described in clause (b) be limited to a location a minimum of 150 feet from Division Street, and thence to Division Street via an 86 feet wide access road on land owned by the applicant abutting the south boundary of the applicant's land;*

f) *that a revised design of the parking layout and design of vehicular access for the entire parcel of land described in clause b) be submitted and be subject to City approval;*

g) *that a design by a professional engineering showing the ultimate method of handling surface drainage for the subject property be subject to approval by the City;*

h) *that a sidewalk be constructed to City standards across the entire frontage of the parcel of land described in parcel (b);*

i) *that design of all free standing signs shall be subject to City approval;*

j) *that garbage storage facilities satisfactory to the City shall be provided;*

k) *that a landscaping plan which shall be subject to City approval shall be submitted and implemented within one year of the issuance of the building permit;*

l) *that no development control agreement be entered into unless the Ontario Municipal Board upholds the granting of a consent to conveyance by the Committee of Adjustment with regard to conditions concerning the construction of the access road specified in clause e) above and the road widening specified in clause c) above.*

(See also Clause 10, below)

4. That the following plans, submitted by Murney Developments Limited, for an addition to the existing Holiday Inn, at the east end of Princess Street on the waterfront:

Plan #1 - Site Plan - October, 1977
Plan #2 - Floor Plan - October, 1977
Plan #3 - Floor Plan - October, 1977
Plan #4 - Floor Plan - October, 1977
Plan #5 - Elevations - October, 1977
Plan #6 - Elevations - October, 1977

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) *that development be in accordance with the above listed plans except that interior layouts as shown on all floor plans (Plans 2, 3 & 4) shall be exempted from the requirements of development control;*

b) *that the free standing Holiday Inn identification sign located at the existing hotel's main entrance be removed and that any relocation of signs or erection of new signs be subject to the approval of the City and that such signs shall not encroach on the view of the waterfront from Princess Street;*

4. (Cont'd)

c) *that the location and means of screening of all roof mounted mechanical facilities be submitted for City approval;*

d) *that a landscaping plan, subject to the approval of the City, be submitted and implemented within one year of the issuance of the building permit.*

(See also Clause 10, below)

5. That the following plans, submitted by Empire Life Insurance Company, for a five storey office building on the northerly portion of the block bounded by King, Johnson, Ontario and William Streets:

Dwg. A7 - Elevations - October, 1977
Dwg. A1 - Site Plan - October, 1977, revised November, 1977
Dw. pa2 - Sub-basement - October, 1977, revised November 10, 1977
Dwg. pa3 - Basement Plan - October 1977, revised November 10, 1977
Dwg. A8 - Elevations - October 1977, revised November, 1977
Dwg. 9 - Street Elevations - October, 1977, revised November 8, 1977

be approved, subject to the owner entering into a development control agreement which shall include the following conditions:

a) *that development be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

c) *that all damage to facilities within the City street allowances which may occur during construction shall be rectified by the owner;*

d) *that all existing driveways, driveway ramps, and sidewalk sections which are made redundant by this development shall be removed and new curbs installed where necessary;*

e) *that all new entrance construction be subject to City approval;*

f) *that the developer agree not to oppose any future local improvement works within the block bounded by King, William, Ontario and Johnson Streets;*

g) *that a landscaping plan which is subject to City approval be implemented within one year of issuance of the building permit.*

(See also Clause 10, below)

6. That the following plans, submitted by Two Brothers Limited, for retail and office space renovations and enlargement of the former Bibby's department store:

Dwg. 0 - Perspective - October, 1977
Dwg. 1 - First Floor - October, 1977
Dwg. 2 - Second Floor Plan - October, 1977
Dwg. 3 - Third Floor Plan - October, 1977
Dwg. 4 - Fourth Floor Plan - October, 1977
Dwg. 5 - Cross Sections - October, 1977
Dwg. 6 - Elevations - October, 1977.

be approved, subject to the owner entering into a development control agreement which shall include the following

6. (Cont'd)

a) *that development be in accordance with the above listed plans, it being understood that Phase 3 will be the subject of a future development control application;*

b) *that interior layouts as shown on all floor plans (Drawings 1, 2, 3 and 4) shall be exempted from the requirements of development control;*

c) *that prior to completion of Phase 3, automatic sprinkler and standpipe systems shall be installed throughout the entire building.*

(See also Clause 10, below)

7. That the Development Control Agreement entered into by the City and J. Fern Incorporated, dated 23 August, 1976 be amended as follows:

Clause 3(x): Delete and substitute as follows:

"That, in addition to the sidewalk constructed on the west side as shown on the approved plan, a sidewalk be constructed on the east side of Rosemund Place southerly from the northerly leg of Rosemund Crescent a distance of approximately 135 feet to connect to the existing walkway between Rosemund Place and the easterly leg of Rosemund Crescent."

8. WHEREAS Dacon Corporation Limited has applied to the Minister of Housing for approval of a draft plan of subdivision (re-subdivision of Lots 40-43, 50-57, and 83-88, all inclusive, Registered Plan No. 1678, "Country Club Estates"); and

WHEREAS the draft plan is in conformity with the Official Plan and Zoning By-Law No. 8499; and

WHEREAS the proposed plan has been circulated to the Technical Planning Committee members;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City recommends approval of the draft plan of subdivision which revises lot boundaries subject to the owner entering into an agreement amending the existing subdivision agreement to provide for the following:

a) additional sewer installation and easements across adjoining lot corners shall provide access to the existing sewers;

b) any adjustments to location of existing water services shall be at the owner's expense;

c) any adjustments to the location of electric services shall be at the owner's expense.

9. That the following plans, submitted by Alcan Canada Products Limited, for an extension to the existing centre plant:

Plan X - 908 - General Layout - December 30, 1963

Plan A - 74627 - Elevation - April 17, 1972

Plan B - 23552 - Architectural Key Plan - July 10, 1975

be approved, subject to the owner entering into a Development Control agreement, which shall include the following conditions:

a) *that development be in accordance with the above listed plans.*

(Note: Approved by Planning Board as a result of a Telephone Poll).

(See also Clause 10, below)

10. In Clauses 3, 4, 5, 6, and 9 above, the following conditions shall also apply:

a) *The facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 apply.*

b) *In the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers.*

Respectfully submitted,

CHAIRMAN

REPORT NO. 119

November 9, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That it be recommended to the Honourable Keith Norton, Minister of Community and Social Services that the Child Welfare Act be amended to provide that, in the case of Children's Aid Societies having jurisdiction in more than one municipality, the member to be appointed to the Child Welfare Review Committee be appointed by each designated municipality rather than be "appointed jointly by the municipalities".

November 16, 1977.

2. That, as recommended by the Associated Architects for the Kingston Public Library and the Kingston Public Library Board, authorization is hereby given to the Kingston Public Library Board to administer the remaining funds, in the amount of $3,776.00, in the Library Contract Contingency Fund in view of the estimated contract completion date of December 9, 1977.

3. That, as recommended by the Transportation Committee, the following budget appropriation amendment be ratified, confirmed and approved in order to provide funds to complete the grading and paving of the new parking lot on the north east corner of Queen and Wellington Streets (former S.N. Kingston Property):

	Increase	Decrease
PARKING DEPARTMENT		
REVENUE		
(GENERAL ACCOUNT)		
- Transfer from Parking Authority Reserve	$15,500.	-
EXPENDITURES		
CONT. FROM PARKING AUTH. FUND		
- Capital Expenditure (Paving & Grading former S.N. Kingston Property)	-	$15,500.

4. That the following accounts of Webster Real Estate and Insurance Limited for professional services of Mr. W.E. Webster, M.A.I., A.A.C.I., be authorized for payment:

a)	Appraisal of 220 - 222 - 224 Princess Street (Fee: $1,500; Disbursements: $77.37)	$1,577.37
b)	Registry Office Searches re title to Grand Theatre and reporting to City at request of Weir and Foulds (Fee: $75.00; Disbursements: $2.75)	$ 77.75
	TOTAL:	$1,655.12

November 23, 1977

5. That the conditions of the Development Control Agreement with Kingston Terminal Properties Limited to permit the construction of a two-storey office commercial building located on the south side of Bath Road - Princess Street intersection as authorized by Clause 2, Report No. 105, 1977, be amended as follows:

(1) Delete sub-clause (d), which reads"

> *"d) A connection to sanitary sewers shall be made via the existing bowling alley building under a connection agreement;"*

and substitute therefor:

> *"d) A connection to sanitary sewers in Franklin Place shall be made, with the routing thereof to be determined by applicant to the satisfaction of the Commissioner of Works;"*

(2) Delete sub-clause (f), which reads:

> *"f) Roof drainage of the existing bowling alley shall be separated from sanitary sewers;"*

and substitute therefor:

> *"f) Roof drainage of the existing bowling alley shall be separated from sanitary sewers, on the understanding that the City of Kingston will pay the sum of $5,900.00 toward the cost of the work;"*

(3) Delete sub-clause (n), which reads:

> *"n) If, in the opinion of the Transportation Committee, vehicular access to Franklin Place becomes a problem, the developer hereby agrees to place suitable controls prohibiting vehicular access to or from Franklin Place."*

and substitute therefor:

> *"n) If, in the opinion of the Transportation Committee, vehicular access to Franklin Place becomes a problem, the developer hereby agrees to place suitable controls prohibiting through vehicular traffic over the property between Bath Road and Franklin Place."*

- and -

That, upon the execution of the Agreement, payment of the sum of $5,900.00 to Kingston Terminal Properties Limited is hereby authorized to be charged to "Accounts Payable - Sewer Separation - Area C - Phase IV".

6. That the account of the Bureau of Municipal Research in the amount of $350.00 for 1978 membership in the Bureau be authorized for payment, funds for which to be provided in the 1978 Budget.

7. That, as recommended by the City of Kingston Planning Board, the City's share of unexpended funds in the Neighbourhood Improvement Programme, as at December 31, 1977, be placed in a Reserve Fund to continue the Program in 1978.

8. That, as recommended by the Kingston Community Memorial Centre Board, the unexpended balance in the Memorial Centre appropriation "Capital Expenditures", as at December 31, 1977, be placed in a Reserve Fund to be used for capital expenditures during 1978 for new floor and boards.

9. That the Annuities Branch, Unemployment Insurance, Canada, be notified that The Corporation of the City of Kingston hereby instructs the Annuity Branch to waive the requirement for consent of the City of Kingston to changes, while the annuitant is still employed by the City, in the individual annuity contracts entered into prior to the City's Group Contract of 1957 which does not contain this restriction.

10. That, as recommended by the Board of Management for the Grand Theatre, the following budget appropriation amendment be approved in order to provide funds for the purchase of "Lekos" lamps for use with the electrical equipment at the Grand Theatre:

GRAND THEATRE	Increase	Decrease
NEW EQUIPMENT (4 additional Lekos Lamps)	$500.	-
TICKETS	-	$500.

(Note: Purchase of Lekos Lamps is a yearly objective of the Board. If these lamps are purchased this year monies will not be required in the 1978 budget for this purpose).

11. That the balance of the City's 1977 contribution, in the amount of $9,571.00, to the Kingston Tourist and Visitors' Bureau is hereby authorized for payment.

12. That:

(A) There be only one regular meeting of City Council in December, to be held on December 12, 1977, at 8 p.m.;

(B) A Special Meeting of the Committee of the Whole of Council be held on either:

(1) Saturday, December 10, 1977, or
(2) Saturday, December 17, 1977,

to discuss the 1978 Committee Budgets, and

(C) The 1978 Caucus be held on Wednesday, December 24, 1977, in the Council Chamber at 7 p.m.

(Note: Regular meeting of Finance Committee would be held on December 7, 1977, at 7 p.m.)

13. That no action be taken to reduce the non-resident player surcharge established by Clause 1, Report No. 71, 1976, for rates for the rental of facilities in youth centres from $15. per player per season.

14. That the Kingston Public Library Board is hereby authorized to employ a Co-Ordinating Foreman for a period not exceeding 4 weeks, commencing December 10, 1977, between finish of the library construction and moving in, at a cost not to exceed $2,560. to be charged to the Contract Contingency Fund.

(Ald. Hawkins Opposed)

15. That, as recommended by the Clerk-Comptroller and the City Treasurer, a trust fund is hereby established in the amount of $300. for the City Solicitor to use for the payment of Registry Office Fees.

16. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to correct the drainage problem at the intersection of Macdonnell Street and First Avenue:

	Increase	Decrease
PUBLIC WORKS		
ENGINEERING		
- Salaries	-	$1,100.
UNPAVED ROADS		
- Catch Basin Repair	$1,100.	-

(The Public Works Department notes: Because of subdivision work and our own projects we were able to charge more of our Technicians' time than we had anticipated at budget time, consequently, there will be a surplus in salaries.)

17. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to correct a drainage problem on Railway Street:

	Increase	Decrease
PUBLIC WORKS		
PERMANENT PAVEMENTS		
- Catch Basin Repair	$1,700.	-
CONTRIBUTION FROM REVENUE FUND		
- Drainage	-	$1,700.

(Note: There was provision made for TV surveys of Hillendale sewers. The work has been completed and more than $1,700. is left in the account.)

18. That, as recommended by the Public Works Committee, the following budget appropriation amendments be approved.

	Increase	Decrease
PUBLIC WORKS		
TRANSPORTATION SERVICES		
- GENERAL ADMINISTRATION		
- C/S Hospital & Medical Plans *(See Note 1)*	$2,500.*	
- ENGINEERING		
- Salaries *(See Note 2)*	-	$2,500.

18. (Cont'd)

	Increase	Decrease
- SIDEWALK SANDING & SNOW REMOVAL - Sanding *(See Note 3)*	-	$12,000.
- ROADWAY CLEANING - Street Sweeping *(See Note 4)*	-	8,000.
- PERMANENT PAVEMENTS - Hot Mix Patching *(See Note 5)*	$20,000.	-

NOTES:
1. *Running about 8% above charges for last 5 months of 1976.*
2. *More technicians time charged to projects than anticipated.*
3. *Lower walk priority in 1977 (until Now) leaves surplus.*
4. *Last cost statement indicates small surplus.*
5. *Mild weather extends period when road maintenance required.*

**This amount was previously $5,000, but analysis of appropriation shows Day Care charges were made to this account, which is being corrected.)*

19. That the appreciation of Council for his community service be extended to Mr. Claude Clement, former Chairman, N.I.P. Area Citizens' Committee.

20. That, as recommended by the Grand Theatre Board of Management, following the retirement of Mr. Jack Abernethy, Manager, Grand Theatre, on March 31, 1978, he be employed on a contract basis for the balance of the year at the rate of salary presently being paid plus the contract settlement received by the City Hall employees.

21. That:

(A) A By-Law be presented to Council to amend the agreement appointing the City's Auditors, Thorne Riddell & Co., to delete therefrom a fee schedule that has been used since 1970.

(B) That for the year 1977, the following schedule of Audit Fees is hereby approved:

	Former Fee	Increase	Revised Fee For 1977
General Audit (1)	$ 9,500.	$4,012.50	$13,512.50
Public Library	500.	731.25	1,231.25
Rideaucrest	400.	900.00	1,300.00
Grand Theatre	475.	Nil	475.00
Community Centre	3,350.	Nil	3,350.00
City of Kingston Housing Ltd.	1,180.	Nil	1,180.00
P.U.C. (Other than Transit)	3,200.	2,362.50	5,562.50
SUB-TOTAL	$18,605.	$8,006.25	$26,611.25
Transit	1,800.	637.50	2,437.50
TOTAL	$20,405.	$8,643.75	$29,048.75

(Note (1) = General Audit includes general operations of the City of Kingston, the basic revenue fund and capital fund, and the following:

Garbage Fund,
Board of Police Commissioners,
City of Kingston Planning Board,
Trust and Special Reserve Funds,
Kingston Area Planning Board, and
Parking Operations and Reserve Fund.)

21. (Cont'd)

(C) That the following budget appropriation amendment be approved, but that payment of the increase be made to the Auditors when the Public Library Board and the Commission have concurred in the increases:

		Increase	Decrease
EXPENDITURES			
FINANCE			
GENERAL ADMINISTRATION			
Salaries & Allowances (Audit Fee)		$8,006.25	-
REVENUE			
OTHER REVENUE			
Recovery from Public Library	$ 731.25		
Recovery from Rideaucrest	900.00		
Recovery from P.U.C.	2362.50	3,993.75	-
		$4,012.50	
EXPENDITURES			
Finance Contingencies		-	$4,012.50

- and -

(D) That it be recommended to the Public Utilities Commission that an additional payment be made to the Auditors, Thorne Riddell & Co., for audit fees for the Transit Department for the year 1977 in the amount of $637.50

(Ald. Hawkins Opposed)

22. That William M. Mercer Limited, Consulting Actuaries, Ottawa, be retained to act for the City in the matter of the pending Fire Arbitration Hearing.

23. That the City's present Special Negotiating Committee is hereby revised as follows:

a) to be called the Negotiating Committee

b) composed of 5 persons:

2 Aldermen appointed by City Council

2 members of the Civic Administration:

- The Personnel Director, and
- for negotiations with Local 109, C.U.P.E., the Commissioner of Works or his designate
- for negotiations with Local 141, C.U.P.E., the Rideaucrest Administrator or his designate, and

1 Professional Consultant, who will be Chairman and Spokesman.

24. That Mr. T. Sergeant, Consultant of the Central Ontario Relations Institute be retained for the period December 1, 1977 to December 31, 1978 as the professional consultant who will be the spokesman and a member of the City Negotiating Committee for bargaining with Local 109 C.U.P.E. under alternative one:

24. (Cont'd)

Alternative One

Entrance Fee	$ 505.
Advance Payment	$1,010.
	$1,515.

Fees are $60.00 an hour until the amount of $1,010. is used up and then a 25% discount would be applied on the rate of $60. an hour. The City would be responsible for travelling expenses and disbursements.

Alternative Two (not recommended by the Finance Committee)

Special Fee	$ 450.

Plus $60 an hour not chargeable to Special Fee. City responsible for travelling expenses and disbursements.

(Ald. Miller Opposed)

25. That a By-Law be presented to Council to amend "By-Law No. 1, 1966, A By-Law to Regulate Council Procedures" as follows:

(1) The word "Special" be deleted from "Special Negotiating Committee" in the following Sections:

(a) Index Page (ii)
(b) Section 57.I. - subsections (1), (2), (3), and (4), and title.

(2) Section 57.I.(1) be amended to provide that the composition of the Negotiating Committee conforms with Clause 23, Report No. 115, 1977.

(3) Section 57.I.(2)2 be amended to provide that the Finance Committee would negotiate with the civic administrative association instead of having the old Negotiating Committee do this negotiating.

(4) Section 57.I.(5) be repealed, as it referred to appeals on job evaluation when the system was initially established.

26. That a By-Law be presented to Council to amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston", to provide:

(1) that the reference in Section 7, paragraph 2, to taking lieu days off when Christmas is on a Saturday or Sunday be repealed, as it conflicts with the first paragraph of Section 7 and also conflicts with existing agreements.

(2) That Section 13 - Personnel Administration - be amended by deleting the words "Clerk-Comptroller" and substituting the words "Director of Personnel", with the section to read as follows:

> "When questions on personnel administration arise that are not covered by agreements with the employees or by this By-Law, and a Department Head is unable to arrive at an interpretation or a procedure that is of general application, the Department Head shall consult with the Director of Personnel before making a decision, so that uniform personnel policies will be established."

27. That the appreciation of Council be expressed to the City of Kingston 1981 Canada Summer Games Committee and especially to the Chairman, Ald. Clements, for their work in the preparation and presentation of their Brief to the 1981 Canada Summer Games Selection Committees.

Respectfully Submitted,

CHAIRMAN

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 6 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 6 its third reading.

(C) That By-Laws 6 to 18 be given their third reading.

* * *

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9132)
Clause 1, Report No. 113, 1977

(Note: Ministry of Transport Approval NOT required)

(2) A By-Law to Amend By-Law No. 495. "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of such Parking Meters" (Clause 2, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9133)
Clause 2, Report No. 113, 1977

(3) A By-Law to Dedicate Certain Lands as a Portion of Elliot Avenue.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9134)
Clause 3, Report No. 113, 1977

(4) A By-Law to Dedicate Certain Lands, Known as "Old Sir John A. Macdonald Allowance", from Elliot Avenue to Counter Street as a Public Street.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9135)
Clause 4, Report No. 113, 1977

(5) A By-Law to Amend By-Law No. 8583, "A By-Law to Authorize the Carrying on of a Community Program of Recreation within the Meaning of the Regulations Under the Ministry of Culture and Recreation Act, to Provide for the Operation, Maintenance and Management of Parks and to Provide for the Establishment, Operation and Maintenance of Community Centres Pursuant to the Community Recreation Centres Act and the Regulations Made Thereunder (Include Additional Parks)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9136)
Clause 1, Report No. 116, 1977

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on November 23, 1977.

(THREE READINGS) (PROPOSED NO. 9137)
City Council Meeting No. 29

(7) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9096A)
Clauses 3(a) and (b), Report No. 94, 1977

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Construction of an Asphalt Pavement, With Road Widening, Curb, Gutter and Boulevard on Fairview Road From Portsmouth Avenue to Hillendale Avenue Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9096B)
Clause 3(c), Report No. 94, 1977

(9) A By-Law to Authorize the Construction of a 15 inch Storm Sewer On The West Side, Including Outlet Ditch, of the Parkway from 1038 feet South of Princess Street Southerly 252 ± feet Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9101)
Clause 13, Report No. 96, 1977

(10) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side, with Asphalt Connection to School Yard, of the Parkway from Princess Street Southerly 1290 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9102)
Clause 13, Report No. 96, 1977

(11) A By-Law to Authorize the Construction of a Storm Sewer in Division Street from Elliot Avenue Northerly 306.95 Feet and in Elliot Avenue from Division Street to 49.1 Feet East of Day Street (North) Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9104)
Clause 3(a), Report No. 98, 1977

(12) A By-Law to Authorize the Construction of a 32 Foot Wide Pavement, with Curb, Gutter and Boulevard, Including 725 Feet of Relief Storm Sewer, in Portsmouth Avenue from Fairview Road to Howard Crescent Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9105)
Clause 3(b), Report No. 98, 1977

(13) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)

(THIRD READING) (PROPOSED NO. 9106(A))
Clause 7, Report No. 100, 1977

(14) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Valleyview Avenue from Portsmouth Avenue to Florence Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9109)
Clause 2(a), Report No. 104, 1977

(15) A By-Law to Authorize the Construction of a Curb, Gutter and Boulevard on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9110)
Clause 2(b), Report No. 104, 1977

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1, 2, 8 and 9, Report No. 110)

(THIRD READING) (PROPOSED NO. 9123)
Clauses 1, 2, 8 and 9, Report No. 110, 1977

(17) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 4 and 5, Report No. 110)

(THIRD READING) (PROPOSED NO. 9124)
Clauses 4 and 5, Report No. 110, 1977

(18) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial: Rezone Lands on the West side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space): Rezone Two Parcels of Land Located South of Green Drive From OS2 (Private Open Space) and FP (Flood Plain) To B1 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9126)
Clause 3, Report No. 111, 1977

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 29

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, November 28, 1977, at 8:02 p.m. Acting Mayor Ald. John Gerretsen, Presided.

ROLL CALL

Mayor Keyes (arrived at 10:26 p.m.), Ald. Allmark, Ald. Breen, Ald. Clements (arrived at 8:08 p.m.), Ald. French, (arrived at 10:25 p.m.), Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

PRESENTATIONS

TABLING OF DOCUMENTS

COMMUNICATIONS

Filed

(617) From the Ministry of Culture and Recreation, a copy of the revised book "Guidelines on the Designation of Heritage Conservation Districts" to assist municipalities in the implementation of Part V of The Ontario Heritage Act, 1974, and recommending that a statement relating to Heritage Conservation be included in the City's Official Plans. *(The City's Official Plan includes such a statement.)*

(618) From the International Joint Commission, Windsor, Ontario, their publication *Great Lakes Focus* on the subject of Water Quality for September, 1977.

(619) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* Nos. 77/42, 77/43, 77/44 and 77/45.

(Copies have been distributed to all members of Council)

(620) From the Public Utilities Commission of the City of Kingston on the subject of "Transit Department Capital Budget 1977 - Dial-A-Bus Purchases, stating as follows:

> *"Further to your letter of October 7, 1977, please note that the Commission has approved the purchase of two Dial-A-Bus units from the Municipality of Pickering at a total cost of $16,000. that is, $8,000.00 each, of which 75% subsidy will be available from the Ministry of Transportation and Communications.*
>
> *We have had verbal approval for the purchase of these units from the Municipality of Pickering, and from the Ministry of Transportation and Communications, and we are arranging to pick up the two vehicles in the very near future.*
>
> *This completes the vehicle purchases in 1977."*

(621) From Mr. & Mrs. DeMone expressing their thanks for flowers sent by the City of Kingston on the occasion of their Golden Wedding Anniversary.

(622) From the Bureau of Municipal Research, their publication entitled *In Review* dated October, 1977.

(Copies have been distributed to all members of Council)

COMMUNICATIONS (cont'd)

Filed (cont'd)

(623) From the Bureau of Municipal Research, their publication entitled *TOPIC* on the subject of "Changing the Planning Act: Risks and Responsibilities".

(Copies have been distributed to all members of Council)

(624) From Hardtman and Martin, Barristers and Solicitors, in connection with a hearing before the Ontario Municipal Board on November 9, 1977, with respect to "Pavement of Lappans Lane", and reporting that the City's application would be approved.

(625) From the Ministry of Culture and Recreation re: "Wintario Project-Construction of a fun-fitness trail", informing that the project is eligible for capital support, and enclosing procedures for applying for Final Approval.

(626) From the Cataraqui Region Conservation Authority as follows:

> *"A submission requesting approval for the acquisition of the "Pine Woods", approximately 22 acres along the Little Cataraqui Creek between Bath Road and Princess Street, was forwarded to the Eastern Ontario Region Ministry of Natural Resources on November 2, 1977. A copy of the brief and the covering letter were sent to the Honourable Keith Norton on the same date. On November 10 a letter was received from the Eastern Region informing us that approval of the project had been recommended by the Region and forwarded to the Ministry in Toronto."*

(627) From the Ministry of Housing informing that the legislation on Metric Conversion of Planning Documents which was to have been introduced in the Fall will not be introduced now until the spring session, due to the heavy Legislative schedule. However, Municipalities should proceed with the work necessary to convert their planning documents to the metric system as originally indicated in the Guidelines which were forwarded on September 26, 1977, and the dates as previously established will also apply to the submission of new documents for approval.

Referred to the Finance Committee

(628) A Memorandum from the Frontenac County Board of Education enclosing a communication from The Metropolitan Toronto School Board with respect to the declining level of Provincial support for public education, and stating that the Frontenac County Board of Education subscribes wholeheartedly to the sentiments and explanations set out in it.

(629) From the Association of Women Electors of Kingston Area asking for Council's comments on the following:

> *"Our Association has requested me to voice our concern about property belonging to the Corporation of the City of Kingston being sold, rather than leased. In particular, the concern is about the piece of property on the north side of Place D'Armes between Wellington Street and the extension of King Street. This property is now being appraised and may be sold.*
>
> *We understand that it is City policy to lease rather than sell property owned by the Corporation, and feel that, in the instance of the Place D'Armes property, this policy should be upheld. There are precedents for leasing land for development. The proposed Allimor development is a case in point."*

COMMUNICATIONS (cont'd)

Which Had Been Referred to the Housing Sub-Committee

(630) From the Minister of State for Urban Affairs, remarks by the Honourable Andre Ouellet at the Property Forum in Toronto on November 2, 1977.

(631) From the Ministry of Housing regarding the Municipal Housing Statement program, expanding on the Annual Housing Review, and asking municipalities to provide an annual estimate of their housing requirements in order to facilitate program forecasting activities, in the form of a set of tables to be submitted by December 23, 1977.

Which Had Been Referred to the City of Kingston Planning Board

(632) From the Ministry of the Environment re: the Davis Tannery Site Development, submitting the following information to enable Council to decide whether or not to proceed with a third reading of the rezoning By-Law and stating that additional information on levels of arsenic and the pH of the samples were received:

"Dr. Stokes has concluded that the site is sufficiently contaminated with certain chemicals to present a potential hazard to human health unless measures are taken to remove or contain the soils.

The survey was sufficiently extensive to outline the general level, type and probably distribution of contamination. The work appears to have been conducted in an adequately professional manner to be acceptable.

We are now in the process of evaluating the health and environmental significance of the concentrations of contaminants and are investigating practical measures which could be taken to render the site suitable for the proposed development.

We are seeking the advice of staff of the Ministry of Health's Community Health Protection Branch, the Ministry of Labour's Special Studies and Services Branch, and our Ministry's Pollution Control Branch in Toronto.

When sufficient information has been received to establish the health significance and alternative remedial measures available, we propose to meet with the City of Kingston, Kingston Frontenac, Lennox & Addington Health Unit and Cataraqui Region Conservation Authority staff and the developer to discuss acceptable remedial measures and development control methods.

Additional information with respect to chromium has been requested and should be available in a few weeks. We may require additional site information to satisfactorily complete the preliminary site contamination evaluation."

(633) Zone Change Application and Official Plan Amendment, re: 661 Union Street, received from Wilfred Sorensen, Architect, to permit a 4 family dwelling on vacant property, utilizing the roof on one house for part of the garden space of the other.

Referred to the Transportation Committee

(634) From the Township of Sandwich West, requesting that Council endorse their following resolution:

"Whereas the illegal passing of school buses is governed by the Highway Traffic Act of Ontario;

COMMUNICATIONS (cont'd)

Referred to the Transportation Committee (cont'd)

(634) (cont'd)

And Whereas school bus drivers must report the license plate number and be able to identify the driver of the vehicle passing a school bus illegally in order to get a conviction;

And Whereas it is nearly impossible for a school bus driver to identify a driver of an illegally passing vehicle;

Be It Therefore Resolved that an addendum be considered to the present Highway Traffic Act to allow that where the identity of the driver of an illegally passing vehicle is not possible, the vehicle owner be fined upon proper identification of the vehicle by the school bus driver (in a manner similar to that of a parking violation);"

Referred to the City of Kingston Planning Board

(635) Zone Change Request for property at 783-785 Division Street from Mr. W.E. Ball for an exception to M6 Zone to permit Bill's Pine Shop.

Referred to Finance and Accounts Committee

(636) From the City of Pembroke, requesting that Council endorse their following resolution:

"Be it resolved that the Council of the City of Pembroke considers the Royal Canadian Mounted Police to be the finest police force in the world".

Filed

(637) From Mr. & Mrs. Clarence Bombard, thanking Council for flowers sent to them on their Golden Anniversary.

Referred to the City of Kingston Planning Board

(638) Zone Change Request for property at 480-490 MacDonnell Street from Estate of Roy C. Bradley from "A" single family residential to "C-1" to permit construction of commercial office building.

Referred to the Parks & Recreation Committee & Public Works Committee

(639) From the Association of Women Electors of Kingston Area, requesting Council's approval of the following tree policy:

"Whereas the ability of the Central Business District to survive in healthy condition depends, in part, on its attractiveness;

And whereas the planting of trees would contribute significantly to the attractiveness of the downtown area;

Therefore be it resolved that trees shall be planted at suitable intervals in new sidewalks or in boulevards abutting new sidewalks in the downtown area where the width of the sidewalk, or of the sidewalk and adjoining boulevard combined, is 10 feet or more."

COMMUNICATIONS (Cont'd)

Referred to the Parks and Recreation Committee

(640) From the Ontario March of Dimes enclosing information re: Wintario criteria and stating that 100% funding is now available for accessibility changes on publicly owned buildings constructed before the 1976 Ontario Building Code became effective to make a building useable by physically handicapped people.

Referred to the City of Kingston Planning Board

(641) From the Ministry of the Environment, Kingston, a copy of a letter to the Ministry of Labour, Special Studies & Services Branch, re: Davis Tannery Site Redevelopment, enclosing additional information received from Institute for Environmental Studies, University of Toronto.

Referred to the Finance and Accounts Committee

(642) From the Canadian Transport Commission, Copies of Orders Nos. R-25797 and R-25782.

Order No. R-25797 concerns cancellation of a C.N.R. Passenger train service, the "special", on Fridays between Sherbrooke and Coaticook and that application has been made to cancel other service between Montreal-Sherbrooke-Coaticook.

Order No. R-25782 provides among other things:

a) declaring uneconomic certain C.N.R. passenger train services between Montreal and Toronto; between Ottawa, Brockville and Toronto; and between Kingston and Toronto;

b) ordering the C.N.R. not to discontinue the operation of the passenger train service, and

c) ordering the C.N.R. to post notices and notify parties, including the City, that the C.N.R. has applied for permission to discontinue the certain train service:

i.e., Trains No. 53, 54, 55, 56, 58, 59, 60, 61, 62, 63, 66, 67, 68, 69 (Montreal to Toronto)
Trains No. 43, 44, 45, 46 (Ottawa-Brockville-Toronto)
Trains No. 651, 652, 655, 656 (Kingston-Toronto).

Filed

(643) From The Little Cataraqui Environment Association, expressing opposition to the Davis Tannery Development proposal and urging that Council delay giving third reading to the By-Laws approving the Development for the following reasons:

"1. The apparent seriousness of pollution with toxic metals poses a health hazard for local residents and downstream with disturbance of the site.

2. The excellent study by Dr. Pamela Stokes was conclusive and emphatic about the polluted site, but was limited. More extensive testing is necessary, of the marshes.

3. There is the need to set performance standards for further extensive testing and procedures. We are frankly alarmed by Mr. Reid's and another alderman's statement that the polluted soil could be shoved into the marsh.

COMMUNICATIONS (cont'd)

Filed (Cont'd)

(643) (cont'd)

4. Council needs Cataraqui Conservation Authority's expertise and assistance to supervise any filling, define the nature of the berm which surely must be impervious, not rock, and raise questions. The City requested the Conservation Authority to undertake water management for the defined area of the Cataraqui River, and paid for the excellent Lathem study. It is only the delay of Cabinet which is holding up the Authority in playing its requested role.

   We urge Council to wait the short time it should take for this approval, and bring in the Authority before final passing of the By-Law.

5. We pose the question whether Council can make a zone change contingent on the type of conditions being carried out at a later stage. Surely Council will have a stronger hand in protecting the public interests and health of future citizens by proceeding cautiously at this stage until after the safety of the site is ensured.

6. We are opposed to the parkland being filled marsh. This is not acceptable for the Little Cataraqui, why should the Greater Cataraqui be treated differently? We question whether present proposed Official Plan and zone changes fulfill the Official Plan goals for public access to water."

(644) From Ald. French requesting that the Caucus Meeting be held on Tuesday, December 13, 1977, instead of December 14.

Ald. Clements arrived.

PETITIONS

REPORTS

Ald. Clements presented Report No. 113 of the Transportation Committee as follows:

Moved by Ald. Clements,
Seconded by Ald. Tarnowecky,

That Report No. 113 of the Transportation Committee be received and adopted clause by clause.

REPORT NO. 113

To The Mayor and Aldermen November 16th, 1977

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that No Parking Here To Corner be established on the south side of Joseph Street, from Montreal Street, 70 feet westerly.

   NOTE: At the present time, parking is permitted

   CARRIED

   (See By-Law 1: No. 9132)

REPORTS (Cont'd)

Report No. 113, Transportation Committee (Cont'd)

2. That a by-law be presented to Council to amend By-Law 495 (Meters), to provide that 20¢ per hour, 2 hour time limit meters be installed on the west side of George Street, from King Street to Okill Street, thereby providing angle parking.

NOTE: At the present time, parking is prohibited

CARRIED

(See By-Law 1 & 2: No. 9132 and No. 9133)

3. That Elliot Avenue, from Division Street to the west limit of the northerly projection of Lyons Street, be dedicated as a public street.

(See By-Law 3: No. 9134) *CARRIED*

4. That the street (unnamed) in old Sir John A. Macdonald Boulevard, from Elliot Avenue to Counter Street, be dedicated as a public street.

(See By-Law 4: No. 9135) *CARRIED*

5. That, notwithstanding the provisions of By-Law 10, permission be granted to the Anti-Apartheid Group to hold a march and rally beginning at 2:00 p.m. in front of the Frontenac County Courthouse, on Saturday, December 3rd, 1977.

NOTE: The march will proceed west on Court Street, north on Barrie Street to Princess Street, east on Princess Street to Ontario Street, west on Ontario Street to Confederation Park, where the rally will be addressed by a speaker with first-hand experience in the South African situation

CARRIED 8:5

Ald. Webb Opposed

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman)
John Clements
Y. Tarnowecky
G. Webb

* * *

Ald. Miller presented Report No. 114 of The Community Services Committee as follows:

Moved by Ald. Miller,
Seconded by Ald. Tarnowecky,

That Report No. 114 of The Community Services Committee be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 114

November 17th 1977.

To the Mayor and Aldermen:

The Community Services Committee reports and recommends as follows:

1. That the petty cash funds for Oakwood Day Care Centre and Depot School Day Care Centre be as follows:

Oakwood Day Care Centre	- $50.00
Depot School Day Care Centre	- $30.00.

(Note: By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of a Petty Cash and Change Funds" provides for a petty cash fund of $25.00 for the Oakwood Day Care Centre, and $15.00 for the Municipal Day Care Centre. This is not adequate.)

CARRIED

(See By-Law 19: No. 9138)

November 24th 1977.

2. That the following resolution of the Ontario Woman's Christian Temperance Union NOT BE ENDORSED and a new recommendation raising the age to 20 years be approved:

"*WHEREAS the consumption of alcohol has greatly increased since the lowering of the drinking age;*

WHEREAS researchers who analyzed 50,000 accident reports found that after drinking age was lowered, that 18 year olds had a startling 339% more alcohol related crashes;

AND WHEREAS the raising of the drinking age to 19 years would take it out of the high schools and therefore would relieve the students, teachers and parents of a considerable problem at this time;

BE IT RESOLVED that the Markdale Branch of the Ontario Woman's Christian Temperance Union express its desire to the Ontario Government to have legislation passed to raise the drinking age to 19 years, in this session of parliament.".

CARRIED 8:5

See Recorded Vote

Ald. Webb requested a recorded vote on Clause 2, which was as follows:

YEAS: Acting Mayor, Ald. Gerretsen, Ald. Allmark, Ald. Clements, Ald. Hawkins, Ald. Matthews, Ald. Miller, Ald. Tarnowecky, Ald. Timmins (8)

NAYS: Ald. Breen, Ald. Gorham, Ald. Mackenzie, Ald. McArthur, Ald. Webb (5)

REPORTS (Cont'd)

Report No. 114 - Community Services Committee (Cont'd)

3. *WHEREAS the consumption of alcohol has greatly increased since the lowering of the drinking age;*

WHEREAS researchers who analyzed 50,000 accident reports found that after drinking age was lowered, that 18 year olds had a startling 339% more alcohol related crashes;

AND WHEREAS the raising of the drinking age to 20 years would take it out of the high schools and therefore would relieve the students, teachers and parents of a considerable problem at this time;

BE IT RESOLVED that the Corporation of the City of Kingston requests the Provincial Government to pass legislation to raise the drinking age to 20 YEARS and that this resolution be forwarded to other municipalities and to the Association of Municipalities for endorsation.

CARRIED 9:4

4. That the following resolution of the Borough of Etobicoke BE ENDORSED:

"That the Attorney General for Canada be petitioned to request the Provincial Attorney General and the Provincial Solicitors General to have placed on their next meeting's agenda the matter of pornography and its exposure to children.".

CARRIED

5. *WHEREAS Rideaucrest Home for the Aged has had no increase in approved extended care beds since the inauguration of the Extended Care Plan in Homes for the Aged on April 1, 1972, and*

WHEREAS Rideaucrest Home for the Aged has, for the past two years, operated with empty Residential Care beds because of the decreased demand for this type of accommodation, and

WHEREAS Rideaucrest Home for the Aged Board of Management is reluctant to refuse admission to applicants solely because they require nursing care; and

WHEREAS the aging process of residents already in Rideaucrest Home for the Aged is creating more and more demand for increased nursing care, and

WHEREAS the Kingston area is one of the three in the Province with a Chronic Home Care Program which assists elderly citizens to remain in the Community until they require Extended Care such as could be offered at Rideaucrest Home for the Aged, and

WHEREAS, as a result, the number of applicants for admission to Rideaucrest Home for the Aged who require Extended Care is steadily increasing, and

WHEREAS the practice of admitting Residential Care residents to Rideaucrest Home for the Aged when they actually require considerable nursing care, is placing considerable strain on a nursing staff designed to provide adequate care for only 149 Extended Care residents, therefore,

BE IT RESOLVED that the Ministry of Community and Social Services, Homes for the Aged Branch, be requested to give urgent consideration to increasing the approved allotment of Extended Care beds at Rideaucrest Home for the Aged from 149 to 169.".

CARRIED

REPORTS (Cont'd)

Report No. 114 - Community Services Committee (Cont'd)

Respectfully Submitted,

(Signed) *Lois E. Miller* (Chairman)
Y. Tarnowecky
B.E. Breen
John Clements
N. McArthur

* * *

Ald. Webb presented Report No. 115 of the Honourable Achievement Awards Committee as follows:

Moved by Ald. Webb,
Seconded by Ald. Timmins,

That Report No. 115 of the Honourable Achievement Awards Committee be received and adopted.

Report No. 115

November 24, 1977

To the Mayor and Members of Council:

The Committee on Honourable Achievement Awards reports and recommends as follows:

1. WHEREAS the Committee on Honourable Achievement Awards has invited members of Council and the citizens of Kingston to submit names for inclusion in the Book of Honourable Achievement;

   AND WHEREAS each name submitted for consideration has been accompanied by a citation as required by By-Law No. 1;

   AND WHEREAS the unanimous vote of the members of the Committee was given for the following awards at a meeting held on November 24, 1977;

   THEREFORE BE IT RESOLVED that an award for Honourable Achievement be given by the Council of the Corporation of the City of Kingston to:

   (a) Rein J. Quatsch

   (b) Alfred Tugwood.

CARRIED

Respectfully submitted

(Signed) *G. Webb* (Chairman)
K.W. Matthews
Grant Timmins

* * *

REPORTS (Cont'd)

Ald. Matthews presented Report No. 116 of the Parks and Recreation Committee as follows:

Moved by Ald. Matthews,
Seconded by Ald. Gorham,

That Report No. 116 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 116

November 17, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That Schedule "A" of By-law No.8583 - A By-law to authorize the carrying on of a Community Program of Recreation within the meaning of the Recreation Act, to provide for the operation, maintenance and management of Parks and to provide for the establishment, operation and maintenance of Community Centres pursuant to the Community Recreation Centres Act and the regulations made thereunder, be amended to include the following parks -

Name	Location
Riverview Park	Rideau St
Friendship Park	Carlisle St
Kingston Dry Dock	Lower Union St
Nickle Drive Park	Nickle Drive
North Portsmouth Ave Park	Portsmouth Ave and Counter St
Third Ave Park	Third Ave
Wycliffe Estates Park	Elliot Ave
Snyder Park	Guthrie Drive

Miscellaneous Open Spaces

James Neilson Park	Theresa Crescent
North St Hill Park	North St
Miller's Lane Park	Miller's Lane
Indian Rd Tot Park	Indian Rd

and that the words "Olympic Site" be deleted and the words "Portsmouth Olympic Harbour Park - Yonge St", be substituted therefor.

CARRIED

(See By-Law 5: No. 9136)

REPORTS (Cont'd)

Report No. 116 - Parks & Recreation Committee (Cont'd)

2. That the room on the second floor of the City Hall known as the Press Room be rented to Local 141, CUPE for use as an office at a rental of $3.50 per s.f. per year, it being understood that the rental arrangement will be subject to review at the end of the first year and it being further understood that they will be required to vacate the office if it is needed by the City.

CARRIED 12:1
Ald. Timmins Opposed

3. That notwithstanding the provisions of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Committee Rooms and Council Chambers - the Kingston and District Council for Community Education be permitted to use at no charge Memorial Hall on March 2, 1978 from 9 am to 1.30 pm for the purpose of holding a Program Evaluation Workshop, it being understood that they will be required to relinquish the use of the Hall if it is required by the City.

CARRIED

4. That the tender of Ontario Electric, in the amount of $22,300.00, to install an electrical distribution heating system in the building at 19 Queen St., be accepted being the lowest tender received.

Note The lowest tender is above the amount allocated for heat and lighting renovations, however, in the 1977 total allocated amount for 19 Queen St there is sufficient money to make up the difference without over-expending the 1977 allocation.

The reasons for this extra expense are due to -

(a) the Public Utilities Commission were unable to provide direct power to the site from the nearby substation, therefore, a transformer kiosk was required at approximately $5000.

(b) the mechanical/carpentry section involved more work than was first anticipated due to Building Code Standards and the age of the building.

CARRIED

Respectfully Submitted,
(Signed) *K.W. Matthews* (Chairman)
M.B. Gorham
G. Allmark
Grant Timmins

* * *

Ald. Clements and Ald. Tarnowecky withdrew from the meeting.

REPORTS (Cont'd)

Ald. Hawkins presented Report No. 117 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 117 of the Public Works Committee be received and adopted clause by clause.

Report No. 117

November 21, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the sewer services and driveway entrances installed in Parkington Subdivision be accepted subject to provision of a satisfactory two year guaranteed maintenance bond and payment of all outstanding accounts.

Note The delay in accepting the sewer services was due to the delay on the part of the Subdivider in making a decision on the construction of the driveway entrances. The guaranteed maintenance will not apply to the driveway entrances as they were constructed by the City Yard and on this basis, the guaranteed maintenance period for the sewer services will commence August 6. 1976 when the services were completed.

CARRIED

2. That the sewer services installed in Glenarden Place be accepted subject to the provision of a satisfactory two year guaranteed maintenance bond commencing April 23, 1977 and payment of all outstanding accounts.

Note In February 1977 the sewers were accepted with the exception of the sewer services in Street "A" which is now called Glenarden Place. These were installed later as an extension to the Contract the Subdivider had with Taggart Const Co Ltd. as the lot arrangement was changed.

CARRIED

REPORTS (Cont'd)

Report No. 117 - Public Works Committee (Cont'd)

3. That the tender of Mr. A.Lillis, 592 Division St., Kingston, for the provision of general maintenance ancillary services on the basis of $7.00 per call, be accepted being the lowest tender received with the contract to take effect from December 1, 1977 for a period of one year.

CARRIED

Respectfully Submitted,

(Signed) *J. Hawkins* (Chairman)
N. McArthur
G. Allmark
B.E. Breen
M.B. Gorham

* * *

Ald. Clements and Ald. Tarnowecky returned.

SUMMARY OF TENDER NO. 77-35

for

GENERAL MAINTENANCE ANCILLARY SERVICES

PERIOD: One Year
METHOD OF INVITATION: Public & Individual Notices
NO. OF INVITATIONS SENT: 6

DATE OF CALLING: November 4, 1977
DATE OF CLOSING: November 18, 1977
NO. OF TENDERS RECEIVED: 5

DESCRIPTION	GRAHAM'S MAINTENANCE	D. KENNEDY	D. AIKEN	M. J. WOOD	A. LILLIS
ANNUAL FEE	6,000.00	3,300.00	4,200.00	3,600.00	2,900.00
	OR	OR	OR	OR	OR
INDIVIDUAL SERVICE CHARGE	20.00	NIL	NIL	NIL	7.00

REMARKS

1) The foregoing tabulation is a summary of all tenders received in response to the subject tender invitation for the provision of certain general maintenance duties on an off hour ancillary basis.

2) The following recommendation is based on average of twenty-five (25) calls per month for years 1976 and 1977.

RECOMMENDATION

It is recommended for consideration that the tender of A. LILLIS for the provision of ancillary services on the basis of $7.00 per call be accepted being the lowest tender received.

Respectfully submitted,

M. J. Ewart, Director of Purchasing.

MJE/jg

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 118 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Clements,

That Report No. 118 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORT NO. 118

November 22, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. That proposed By-Law 9063 "A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 93: Davis Tannery Redevelopment Site - Orchard Street" and By-Law 9064 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of the Corporation of the City of Kingston' (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)" be amended on Third Reading as follows:

Under the heading "A. Specific Area No. 17 (Davis Tannery Redevelopment Site", delete the following words after 'lands designated commercial':

> "and the lands designated residential on Lots 7, 8, 9 and 10 of Registered Plan B3"

and delete the words "on the balance of the land" and substitute the words "for the lands designated residential" so that it reads:

"Specific Area No. 17 (Davis Tannery Redevelopment Site)

Land uses allowed in this area shall include Multiple Family Residential, Transient Commercial, Neighbourhood Commercial and Recreation Parks and Open Spaces as shown on Schedule A-1. It is the policy of Council that not more than 790 dwelling units shall be ultimately established within this Specific Area. No Development Control approval shall be given nor any permits issued for the redevelopment or development of this area until a development agreement has been entered into for the lands designated commercial and a Plan of Subdivision has been approved for the lands designated residential."

CARRIED 12:1
(See Recorded Vote)
(See also following Motions which were Lost)

Ald. Miller requested a recorded vote on Clause 1, which was as follows:

YEAS: Acting Mayor, Ald. Gerretsen, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (12)

NAYS: Ald. Miller

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

Moved by Ald. Tarnowecky,
Seconded by Ald. Hawkins,

That consideration of Clause 1, Report No. 118, be deferred until the By-Laws are considered at this meeting of Council.

LOST

Moved by Ald. Breen,
Seconded by Ald. Clements,

That Clause 1, Report No. 118, be referred back to the City of Kingston Planning Board.

LOST 5:8

Acting Mayor Ald. Gerretsen declared a conflict of interest in Clause 2, since he represents County Club Estates.

2. WHEREAS a Subdivision Agreement between the City of Kingston and Dacon Corporation, with respect to Country Club Estates was approved by Council on April 28th, 1975; and

WHEREAS a condition of such Subdivision Agreement was that three pedestrian walkways be constructed on lands known as Blocks B, C, and D, Registered Plan 1678, in order to provide pedestrian access to lands now privately owned but which at some future time may be developed, and such lands have been deeded to the City of Kingston for this purpose; and

WHEREAS the owners of Lots 16 and 17, Registered Plan 1678 have requested that these walkways not be constructed at this time;

THEREFORE BE IT RESOLVED as follows:

(1) That three walkways known as Blocks B, C, and D, Registered Plan 1678, not be required to be constructed at the present time;

(2) That Dacon Corporation be required to provide the City with the funds necessary for the construction of such walkways, and that these funds be held in reserve by the City;

(3) That such funds be held in reserve by the City until such time as lands lying to the west of Country Club Estates which are now privately owned are developed;

(4) That Block B, Registered Plan No. 1678 be leased by the City to the owners of Lots 16 and 17 in the following proportions:

   a) the five feet in perpendicular width of Block B which abuts Lot 16 be leased to the owner of Lot 16, Registered Plan No. 1678;

   b) that the remaining five feet in perpendicular width of Block B which abuts Lot 17 be leased to the owner of Lot 17.

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

2. (Cont'd)

5. That the Lease from the City to the owners of Blocks 16 and 17 include the following conditions:

   a) that it shall be granted to the Lessees on a yearly basis, which shall be automatically renewed except in the case that written notice is provided by the City within one month of the end of the yearly term of its intention to terminate the Lease;

   b) that it shall be granted for a fee of One Dollar ($1.00) nominal consideration;

   c) That the Lessees agree that the leasing and use by them of this City property shall not be deemed to confer on the Lessees any prescriptive rights over the said City property;

   d) that the formal Lease required shall be prepared at the expense of the applicants in a form satisfactory to the City Solicitor.

CARRIED 12:0
(Ald. Gerretsen Abstained)

3. That the following plans, submitted by J.B. Sampson, for a commercial development on the east side of Division Street south of the J.D. Lee property:

   Dwing. #1 - Site Plan & Elevation - October, 1977

   be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

   a) *that the development be in accordance with the above listed plans as amended;*

   b) *that the plan design be modified to conform with the lot depth of the 200 ft. wide x 225 ft. deep parcel of land which was the subject of the application for consent to conveyance which was before the Ontario Municipal Board on November 7, 1977;*

   c) *that road widening of 10 feet across the entire frontage of the parcel of land described in clause (b) be deeded to the City;*

   d) *that there be no vehicular access to Division Street from the entire parcel of land described in clause (b);*

   e) *that vehicular access to the entire parcel of land described in clause (b) be limited to a location a minimum of 150 feet from Division Street, and thence to Division Street via an 86 feet wide access road on land owned by the applicant abutting the south boundary of the applicant's land;*

   f) *that a revised design of the parking layout and design of vehicular access for the entire parcel of land described in clause b) be submitted and be subject to City approval;*

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

3. (Cont'd)

g) *that a design by a professional engineering showing the ultimate method of handling surface drainage for the subject property be subject to approval by the City;*

h) *that a sidewalk be constructed to City standards across the entire frontage of the parcel of land described in parcel (b);*

i) *that design of all free standing signs shall be subject to City approval;*

j) *that garbage storage facilities satisfactory to the City shall be provided;*

k) *that a landscaping plan which shall be subject to City approval shall be submitted and implemented within one year of the issuance of the building permit;*

l) *that no development control agreement be entered into unless the Ontario Municipal Board upholds the granting of a consent to conveyance by the Committee of Adjustment with regard to conditions concerning the construction of the access road specified in clause e) above and the road widening specified in clause c) above.*

(See also Clause 10, below)

CARRIED

4. That the following plans, submitted by Murney Developments Limited, for an addition to the existing Holiday Inn, at the east end of Princess Street on the waterfront:

Plan #1 - Site Plan - October, 1977
Plan #2 - Floor Plan - October, 1977
Plan #3 - Floor Plan - October, 1977
Plan #4 - Floor Plan - October, 1977
Plan #5 - Elevations - October, 1977
Plan #6 - Elevations - October, 1977

be approved, subject to the owner entering into a development control agreement, which shall include the following conditions:

a) *that development be in accordance with the above listed plans except that interior layouts as shown on all floor plans (Plans 2, 3 & 4) shall be exempted from the requirements of development control;*

b) *that the free standing Holiday Inn identification sign located at the existing hotel's main entrance be removed and that any relocation of signs or erection of new signs be subject to the approval of the City and that such signs shall not encroach on the view of the waterfront from Princess Street;*

c) *that the location and means of screening of all roof mounted mechanical facilities be submitted for City approval;*

d) *that a landscaping plan, subject to the approval of the City, be submitted and implemented within one year of the issuance of the building permit.*

(See also Clause 10, below)

CARRIED

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

5. That the following plans, submitted by Empire Life Insurance Company, for a five storey office building on the northerly portion of the block bounded by King, Johnson, Ontario and William Streets:

Dwg. A7 - Elevations - October, 1977
Dwg. A1 - Site Plan - October, 1977, revised November, 1977
Dw. pa2 - Sub-basement - October, 1977, revised November 10, 1977
Dwg. pa3 - Basement Plan - October 1977, revised November 10, 1977
Dwg. A8 - Elevations - October 1977, revised November, 1977
Dwg. 9 - Street Elevations - October, 1977, revised November 8, 1977

be approved, subject to the owner entering into a development control agreement which shall include the following conditions

a) *that development be in accordance with the above listed plans;*

b) *that all parking areas and vehicular access routes be paved;*

c) *that all damage to facilities within the City street allowances which may occur during construction shall be rectified by the owner;*

d) *that all existing driveways, driveway ramps, and sidewalk sections which are made redundant by this development shall be removed and new curbs installed where necessary;*

e) *that all new entrance construction be subject to City approval;*

f) *that the developer agree not to oppose any future local improvement works within the block bounded by King, William, Ontario and Johnson Streets;*

g) *that a landscaping plan which is subject to City approval be implemented within one year of issuance of the building permit.*

(See also Clause 10, below)

CARRIED

6. That the following plans, submitted by Two Brothers Limited, for retail and office space renovations and enlargement of the former Bibby's department store:

Dwg. 0 - Perspective - October, 1977
Dwg. 1 - First Floor - October, 1977
Dwg. 2 - Second Floor Plan - October, 1977
Dwg. 3 - Third Floor Plan - October, 1977
Dwg. 4 - Fourth Floor Plan - October, 1977
Dwg. 5 - Cross Sections - October, 1977
Dwg. 6 - Elevations - October, 1977.

be approved, subject to the owner entering into a development control agreement which shall include the following

a) *that development be in accordance with the above listed plans, it being understood that Phase 3 will be the subject of a future development control application;*

b) *that interior layouts as shown on all floor plans (Drawings 1, 2, 3 and 4) shall be exempted from the requirements of development control;*

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

6. (Cont'd)

c) *that prior to completion of Phase 3, automatic sprinkler and standpipe systems shall be installed throughout the entire building.*

(See also Clause 10, below)

CARRIED

7. That the Development Control Agreement entered into by the City and J. Fern Incorporated, dated 23 August, 1976 be amended as follows:

Clause 3(x): Delete and substitute as follows:

"That, in addition to the sidewalk constructed on the west side as shown on the approved plan, a sidewalk be constructed on the east side of Rosemund Place southerly from the northerly leg of Rosemund Crescent a distance of approximately 135 feet to connect to the existing walkway between Rosemund Place and the easterly leg of Rosemund Crescent."

CARRIED

8. WHEREAS Dacon Corporation Limited has applied to the Minister of Housing for approval of a draft plan of subdivision (re-subdivision of Lots 40-43, 50-57, and 83-88, all inclusive, Registered Plan No. 1678, "Country Club Estates"); and

WHEREAS the draft plan is in conformity with the Official Plan and Zoning By-Law No. 8499; and

WHEREAS the proposed plan has been circulated to the Technical Planning Committee members;

THEREFORE BE IT RESOLVED that the Minister of Housing be informed that the City recommends approval of the draft plan of subdivision which revises lot boundaries subject to the owner entering into an agreement amending the existing subdivision agreement to provide for the following:

a) additional sewer installation and easements across adjoining lot corners shall provide access to the existing sewers;

b) any adjustments to location of existing water services shall be at the owner's expense;

c) any adjustments to the location of electric services shall be at the owner's expense.

CARRIED

Ald. Timmins declared a conflict of interest in Clauses 9 and 10, since he is an employee of Alcan Canada Products Limited.

9. That the following plans, submitted by Alcan Canada Products Limited, for an extension to the existing centre plant:

Plan X - 908 - General Layout - December 30, 1963

Plan A - 74627 - Elevation - April 17, 1972

Plan B - 23552 - Architectural Key Plan - July 10, 1975

REPORTS (Cont'd)

Report No. 118 - City of Kingston Planning Board (Cont'd)

9. (Cont'd)

be approved, subject to the owner entering into a Development Control agreement, which shall include the following conditions:

a) *that development be in accordance with the above listed plans.*

(Note: Approved by Planning Board as a result of a Telephone Poll).

(See also Clause 10, below)

CARRIED 12:0
(Ald. Timmins Abstained)

10. In Clauses 3, 4, 5, 6, and 9 above, the following conditions shall also apply:

a) *The facilities and matters referred to in this agreement shall be provided and maintained by the Owner at his sole risk and expense and to the satisfaction of the City and in default thereof the provisions of Section 469 of The Municipal Act, R.S.O. 1970, Chapter 284 apply.*

b) *In the case of a non-residential building or the non-residential part of a combined residential and non-residential building, a charge of 17 cents for each square foot of gross floor area the creation of which is authorized by the building permit of which 17 cents shall be for sanitary sewers and nil cents for storm sewers.*

CARRIED 12:0
(Ald. Timmins Abstained)

Respectfully submitted,

(Signed) *Judith Mackenzie* (Chairman)
K.W. Matthews
John Clements
Grant Timmins

* * *

REPORTS (Cont'd)

Ald. Mackenzie presented Report No. 119 of the Finance and Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Report No. 119 of the Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 119

November 9, 1977.

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That it be recommended to the Honourable Keith Norton, Minister of Community and Social Services that the Child Welfare Act be amended to provide that, in the case of Children's Aid Societies having jurisdiction in more than one municipality, the member to be appointed to the Child Welfare Review Committee be appointed by each designated municipality rather than be "appointed jointly by the municipalities".

Referred back to Committee
(See following Motion of Referral)

Moved by Ald. Timmins,
Seconded by Ald. Clements,

That Clause 1, Report No. 119, be referred back to the Finance and Accounts Committee.

CARRIED

November 16, 1977.

2. That, as recommended by the Associated Architects for the Kingston Public Library and the Kingston Public Library Board, authorization is hereby given to the Kingston Public Library Board to administer the remaining funds, in the amount of $3,776.00, in the Library Contract Contingency Fund in view of the estimated contract completion date of December 9, 1977.

CARRIED

3. That, as recommended by the Transportation Committee, the following budget appropriation amendment be ratified, confirmed and approved in order to provide funds to complete the grading and paving of the new parking lot on the north east corner of Queen and Wellington Streets (former S.N. Kingston Property):

	Increase	Decrease
PARKING DEPARTMENT		
REVENUE		
(GENERAL ACCOUNT)		
- Transfer from Parking Authority Reserve	$15,500.	-
EXPENDITURES		
CONT. FROM PARKING AUTH. FUND		
- Capital Expenditure (Paving & Grading former S.N. Kingston Property)	$15,500.	-

CARRIED

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

4. That the following accounts of Webster Real Estate and Insurance Limited for professional services of Mr. W.E. Webster, M.A.I., A.A.C.I., be authorized for payment:

a)	Appraisal of 220 - 222 - 224 Princess Street (Fee: $1,500; Disbursements: $77.37)	$1,577.37
b)	Registry Office Searches re title to Grand Theatre and reporting to City at request of Weir and Foulds (Fee: $75.00; Disbursements: $2.75)	$ 77.75
	TOTAL:	$1,655.12

CARRIED 12:1
Ald. Hawkins Opposed
November 23, 1977

5. That the conditions of the Development Control Agreement with Kingston Terminal Properties Limited to permit the construction of a two-storey office commercial building located on the south side of Bath Road - Princess Street intersection as authorized by Clause 2, Report No. 105, 1977, be amended as follows:

(1) Delete sub-clause (d), which reads"

"d) A connection to sanitary sewers shall be made via the existing bowling alley building under a connection agreement;"

and substitute therefor:

"d) A connection to sanitary sewers in Franklin Place shall be made, with the routing thereof to be determined by applicant to the satisfaction of the Commissioner of Works;"

(2) Delete sub-clause (f), which reads:

"f) Roof drainage of the existing bowling alley shall be separated from sanitary sewers;"

and substitute therefor:

"f) Roof drainage of the existing bowling alley shall be separated from sanitary sewers, on the understanding that the City of Kingston will pay the sum of $5,900.00 toward the cost of the work;"

(3) Delete sub-clause (n), which reads:

"n) If, in the opinion of the Transportation Committee, vehicular access to Franklin Place becomes a problem, the developer hereby agrees to place suitable controls prohibiting vehicular access to or from Franklin Place."

and substitute therefor:

"n) If, in the opinion of the Transportation Committee, vehicular access to Franklin Place becomes a problem, the developer hereby agrees to place suitable controls prohibiting through vehicular traffic over the property between Bath Road and Franklin Place."

- and -

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

5. (Cont'd)

That, upon the execution of the Agreement, payment of the sum of $5,900.00 to Kingston Terminal Properties Limited is hereby authorized to be charged to "Accounts Payable - Sewer Separation - Area C - Phase IV".

CARRIED

6. That the account of the Bureau of Municipal Research in the amount of $350.00 for 1978 membership in the Bureau be authorized for payment, funds for which to be provided in the 1978 Budget.

CARRIED

7. That, as recommended by the City of Kingston Planning Board, the City's share of unexpended funds in the Neighbourhood Improvement Programme, as at December 31, 1977, be placed in a Reserve Fund to continue the Program in 1978.

CARRIED

8. That, as recommended by the Kingston Community Memorial Centre Board, the unexpended balance in the Memorial Centre appropriation "Capital Expenditures", as at December 31, 1977, be placed in a Reserve Fund to be used for capital expenditures during 1978 for new floor and boards.

CARRIED

9. That the Annuities Branch, Unemployment Insurance, Canada, be notified that The Corporation of the City of Kingston hereby instructs the Annuity Branch to waive the requirement for consent of the City of Kingston to changes, while the annuitant is still employed by the City, in the individual annuity contracts entered into prior to the City's Group Contract of 1957 which does not contain this restriction.

CARRIED

10. That, as recommended by the Board of Management for the Grand Theatre, the following budget appropriation amendment be approved in order to provide funds for the purchase of "Lekos" lamps for use with the electrical equipment at the Grand Theatre:

	Increase	Decrease
GRAND THEATRE		
NEW EQUIPMENT (4 additional Lekos Lamps)	$500.	-
TICKETS	-	$500.

(Note: Purchase of Lekos Lamps is a yearly objective of the Board. If these lamps are purchased this year monies will not be required in the 1978 budget for this purpose).

CARRIED

11. That the balance of the City's 1977 contribution, in the amount of $9,571.00, to the Kingston Tourist and Visitors' Bureau is hereby authorized for payment.

CARRIED

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

At the request of Ald. Miller, Clause 23 was divided into parts A, B and C and were considered separately.

12(A) That there be only one regular meeting of City Council in December, to be held on December 12, 1977, at 8 p.m.

CARRIED

12(B) That a Special Meeting of the Committee of the Whole of Council be held on Saturday, December 17, 1977, at 9 a.m., to discuss the 1978 Committee Budgets.

CARRIED, AS AMENDED 11:2
(See following motion of amendment)

Moved by Ald. Hawkins,
Seconded by Ald. Gorham,

That Clause 12(B), Report No. 119, be amended:

a) by deleting therefrom the words and figures:

"either:
(1) Saturday, December 10, 1977, or
(2) " , and

b) by adding after the date "December 17, 1977", the time, "at 9 a.m.".

CARRIED

12(C) That the 1978 Caucus be held on Tuesday, December 13, 1977, in the Council Chamber at 7 p.m.

CARRIED AS AMENDED
(See following motion of amendment)

Moved by Ald. Gorham,
Seconded by Ald. Timmins,

That Clause 12(C), Report No. 119, be amended to delete the date, "Wednesday, December 14, 1977", and to substitute therefor, "Tuesday, December 13, 1977,"

CARRIED

Ald. Clements withdrew from the meeting.

13. That no action be taken to reduce the non-resident player surcharge established by Clause 1, Report No. 71, 1976, for rates for the rental of facilities in youth centres from $15. per player per season.

LOST 6:6
(See recorded vote)

Ald. Mackenzie requested a recorded vote on Clause 13, which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller (6)

NAYS: Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (6)

Ald. Clements returned to the meeting.

Ald. French arrived at 10:25 p.m.

Mayor Keyes arrived at 10:26 p.m. but did not assume the Chair during the meeting.

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

The following motion was then considered:

Moved by Ald. Webb,
Seconded by Ald. McArthur,

That the non-resident player surcharge established by Clause 1, Report No. 71, 1976, for rates for the rental of facilities in youth centres in the amount of $15.00 per player per season is hereby rescinded.

CARRIED 9:6
(See Recorded Vote)

Ald. Webb requested a recorded vote on the motion of Ald. Webb and Ald. McArthur, which was as follows:

YEAS: Acting Mayor, Ald. Gerretsen, Ald. Allmark, Ald. Clements, Ald. French, Ald. Gorham, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (9)

NAYS: Mayor Keyes, Ald. Breen, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller (6)

14. That the Kingston Public Library Board is hereby authorized to employ a Co-Ordinating Foreman for a period not exceeding 4 weeks, commencing December 10, 1977, between finish of the library construction and moving in, at a cost not to exceed $2,560. to be charged to the Contract Contingency Fund.

CARRIED 14:1
(Ald. Hawkins Opposed)

15. That, as recommended by the Clerk-Comptroller and the City Treasurer, a trust fund is hereby established in the amount of $300. for the City Solicitor to use for the payment of Registry Office Fees.

CARRIED

16. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to correct the drainage problem at the intersection of Macdonnell Street and First Avenue:

	Increase	Decrease
PUBLIC WORKS		
ENGINEERING		
- Salaries	-	$1,100.
UNPAVED ROADS		
- Catch Basin Repair	$1,100.	-

(The Public Works Department notes: Because of subdivision work and our own projects we were able to charge more of our Technicians' time than we had anticipated at budget time, consequently, there will be a surplus in salaries.)

CARRIED

17. That, as recommended by the Public Works Committee, the following budget appropriation amendment be approved in order to provide funds to correct a drainage problem on Railway Street:

	Increase	Decrease
PUBLIC WORKS		
PERMANENT PAVEMENTS		
- Catch Basin Repair	$1,700.	-
CONTRIBUTION FROM REVENUE FUND		
- Drainage	-	$1,700.

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

17. (Cont'd)

(*Note: There was provision made for TV surveys of Hillendale sewers. The work has been completed and more than $1,700. is left in the account.*)

CARRIED

18. That, as recommended by the Public Works Committee, the following budget appropriation amendments be approved.

	Increase	Decrease
PUBLIC WORKS		
TRANSPORTATION SERVICES		
- GENERAL ADMINISTRATION		
- C/S Hospital & Medical Plans *(See Note 1)*	$2,500.*	
- ENGINEERING		
- Salaries *(See Note 2)*	-	$2,500.
- SIDEWALK SANDING & SNOW REMOVAL		
- Sanding *(See Note 3)*	-	$12,000.
- ROADWAY CLEANING		
- Street Sweeping *(See Note 4)*	-	8,000.
- PERMANENT PAVEMENTS		
- Hot Mix Patching *(See Note 5)*	$20,000.	-

NOTES:
1. *Running about 8% above charges for last 5 months of 1976.*
2. *More technicians time charged to projects than anticipated.*
3. *Lower walk priority in 1977 (until Now) leaves surplus.*
4. *Last cost statement indicates small surplus.*
5. *Mild weather extends period when road maintenance required.*

**This amount was previously $5,000, but analysis of appropriation shows Day Care charges were made to this account, which is being corrected.)*

CARRIED

19. That the appreciation of Council for his community service be extended to Mr. Claude Clement, former Chairman, N.I.P. Area Citizens' Committee.

CARRIED

Ald. Tarnowecky withdrew from the meeting.

20. That, as recommended by the Grand Theatre Board of Management, following the retirement of Mr. Jack Abernethy, Manager, Grand Theatre, on March 31, 1978, he be employed on a contract basis for the balance of the year at the rate of salary presently being paid plus the contract settlement received by the City Hall employees.

CARRIED 13:1
Ald. Hawkins Opposed

Ald. Tarnowecky returned to the meeting.

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts Committee (Cont'd)

21. That:

(A) A By-Law be presented to Council to amend the agreement appointing the City's Auditors, Thorne Riddell & Co., to delete therefrom a fee schedule that has been used since 1970.

(B) That for the year 1977, the following schedule of Audit Fees is hereby approved:

	Former Fee	Increase	Revised Fee For 1977
General Audit (1)	$ 9,500.	$4,012.50	$13,512.50
Public Library	500.	731.25	1,231.25
Rideaucrest	400.	900.00	1,300.00
Grand Theatre	475.	Nil	475.00
Community Centre	3,350.	Nil	3,350.00
City of Kingston Housing Ltd.	1,180.	Nil	1,180.00
P.U.C. (Other than Transit)	3,200.	2,362.50	5,562.50
SUB-TOTAL	$18,605.	$8,006.25	$26,611.25
Transit	1,800.	637.50	2,437.50
TOTAL	$20,405.	$8,643.75	$29,048.75

(Note (1) = General Audit includes general operations of the City of Kingston, the basic revenue fund and capital fund, and the following:

Garbage Fund,
Board of Police Commissioners,
City of Kingston Planning Board,
Trust and Special Reserve Funds,
Kingston Area Planning Board, and
Parking Operations and Reserve Fund.)

(C) That the following budget appropriation amendment be approved, but that payment of the increase be made to the Auditors when the Public Library Board and the Commission have concurred in the increases:

		Increase	Decrease
EXPENDITURES			
FINANCE			
GENERAL ADMINISTRATION			
Salaries & Allowances (Audit Fee)		$8,006.25	-
REVENUE			
OTHER REVENUE			
Recovery from Public Library	$ 731.25		
Recovery from Rideaucrest	900.00		
Recovery from P.U.C.	2362.50	3,993.75	-
		$4,012.50	
EXPENDITURES			
Finance Contingencies		-	$4,012.50

- and -

(D) That it be recommended to the Public Utilities Commission that an additional payment be made to the Auditors, Thorne Riddell & Co., for audit fees for the Transit Department for the year 1977 in the amount of $637.50

CARRIED 10:5
(Ald. French, Ald. Hawkins, Mayor Keyes Opposed)

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts (Cont'd)

22. That William M. Mercer Limited, Consulting Actuaries, Ottawa be retained to act for the City in the matter of the pending Fire Arbitration Hearing.

CARRIED 14:1
(Ald. McArthur Opposed)

Clause 23 was divided into 3 subsections, a, b and c which were considered as follows:

23. That the City's present Special Negotiating Committee is hereby revised as follows:

a) to be called the Negotiating Committee.

CARRIED

b) composed of 5 persons:

2 members of the Civic Administration:

- The Personnel Director, and
- for negotiations with Local 109, C.U.P.E., the Commissioner of Works or his designate
- for negotiations with Local 141, C.U.P.E., the Rideaucrest Administrator or his designate, and

1 Professional Consultant, who will be Chairman and Spokesman.

CARRIED 11:4
(See Recorded Vote)

c) 2 Members of Council appointed by City Council.

CARRIED, AS AMENDED 9:6
(See Following Motions of Amendment)

Ald. Webb requested a recorded vote on Clause 23(b), which was as follows:

YEAS: Acting Mayor, Ald. Gerretsen, Mayor Keyes, Ald. Allmark, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Tarnowecky, Ald. Timmins (11)

NAYS: Ald. Breen, Ald. McArthur, Ald. Miller, Ald. Webb (4)

Moved by Ald. Mackenzie,
Seconded by Ald. Tarnowecky,

That Clause 23, Report No. 119, be amended by deleting the word "Aldermen" and by substituting therefor the words "members of Council".

CARRIED 13:2

Moved by Ald. Webb,
Seconded by Ald. Tarnowecky,

That, Clause 23, Report No. 119, be amended by making the following phrase thereof sub-section c):

"c) 2 members of Council appointed by City Council", and

by dividing Clause 23 in subsections a, b and c for voting purposes.

CARRIED 14:1

24. That Mr. T. Sergeant, Consultant of the Central Ontario Relations Institute be retained for the period December 1, 1977, to December 31, 1978 as the professional consultant who will be the spokesman and a member of the City Negotiating Committee for bargaining with

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts (Cont'd)

24. (Cont'd)

Local 109/ C.U.P.E., under alternative one:
and 141,

Alternative One

Entrance Fee	$ 505.
Advance Payment	$1,010.
	$1,515.

Fees are $60.00 an hour until the amount of $1,010. is used up and then a 25% discount would be applied on the rate of $60. an hour. The City would be responsible for travelling expenses and disbursements.

Alternative Two (not recommended by the Finance Committee)

Special Fee $ 450.

Plus $60 an hour not chargeable to Special Fee. City responsible for travelling expenses and disbursements.

CARRIED 13:2
(Ald. Breen, Ald. Miller Opposed)

25. That a By-Law be presented to Council to amend "By-Law No. 1, 1966, A By-Law to Regulate Council Procedures" as follows:

(1) The word "Special" be deleted from "Special Negotiating Committee" in the following Sections:

(a) Index Page (ii)
(b) Section 57.I. - subsections (1), (2), (3), and (4), and title.

(2) Section 57.I.(1) be amended to provide that the composition of the Negotiating Committee conforms with Clause 23, Report No. 115, 1977.

(3) Section 57.I.(2)2 be amended to provide that the Finance Committee would negotiate with the civic administrative association instead of having the old Negotiating Committee do this negotiating.

(4) Section 57.I.(5) be repealed, as it referred to appeals on job evaluation when the system was initially established.

CARRIED 14:1
(Ald. Timmins Opposed)

26. That a By-Law be presented to Council to amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of the Corporation of the City of Kingston", to provide:

(1) that the reference in Section 7, paragraph 2, to taking lieu days off when Christmas is on a Saturday or Sunday be repealed, as it conflicts with the first paragraph of Section 7 and also conflicts with existing agreements.

(2) That Section 13 - Personnel Administration - be amended by deleting the words "Clerk-Comptroller" and substituting the words "Director of Personnel", with the section to read as follows:

REPORTS (Cont'd)

Report No. 119 - Finance and Accounts (Cont'd)

26. (Cont'd)

> "When questions on personnel administration arise that are not covered by agreements with the employees or by this By-Law, and a Department Head is unable to arrive at an interpretation or a procedure that is of general application, the Department Head shall consult with the Director of Personnel before making a decision, so that uniform personnel policies will be established."

(See By-Law 20; No. 9139) *CARRIED*

27. That the appreciation of Council be expressed to the City of Kingston 1981 Canada Summer Games Committee and especially to the Chairman, Ald. Clements, for their work in the preparation and presentation of their Brief to the 1981 Canada Summer Games Selection Committees.

CARRIED

Respectfully Submitted,

(Signed) J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

UNFINISHED BUSINESS

Ald. Clements thanked the members of Council for their resolution, Clause 27 of Report No. 119, and said that he wished to record the assistance of the following members of the Committee:

Mr. John Armitage, Mr. W.T.J. (Jim) Cook, Mr. Douglas R. Fluhrer, Mr. Don Macintosh, Mr. E. Valerie Swain and Ald. D.G. Timmins.

He also expressed thanks to the following City Hall Staff members for their assistance:

Mr. Don Dennee, Ms. Lynn Haver and Ms. Sharon Ninos.

Ald. Timmins requested that the Chairman of the Public Works Committee state the 1977-78 policy of snow removal and sidewalk sanding that has been determined.

Ald. Miller said that she had read the recent report on the Davis Tannery Site concerning poisonous metals in the ground and said that the Parks and Recreation Department have a development on Orchard Street and are proposing to put clay courts in the former dump site area. She said that the test sites have shown that the areas outside of the Davis Tannery property are lead contaminated and questioned if the possibility of metals in the proposed park area had been determined.

Mayor Keyes said that the tennis courts on Cataraqui Park are on clean, filled land.

Ald. Miller requested that the park on the corner of Orchard and Cataraqui Street be checked for contamination.

Ald. French thanked the members of Council for setting the date for the Council Caucus to December 13.

UNFINISHED BUSINESS (Cont'd)

Ald. Mackenzie said that the temperature of the Council chamber was too hot and requested that the temperature control be either fixed or better controlled.

Ald. McArthur enquired as to the extent of the routes for the regular evening bus service that is now provided.

Ald. Webb reported that the County Health Unit was interviewing candidates for the position of Medical Officer of Health and he expected a recommendation would be made soon to the Health Unit by the Sub-Committee in order that a new Medical Officer of Health could start on January 1st.

Ald. Webb said that there had been no need for the plows on recent weekends when there had been so little snow.

Ald. Hawkins said that the snow plowing policy had been reviewed; that in previous years a high priority had been given to plowing the streets; but that the new priority will be to plow both the streets and walks at the same time with the major streets to receive first priority. He said that with the new plans that it would take 48 hours to clear all the City's streets and walks.

Ald. Hawkins said that criticism had been received for lack of sanding during the recent ice storm. He said that the men are called into work under the provisions of the Union Agreement, by seniority, and that many of them could not get to work because of the ice conditions on the streets. He said that the Works Department had sanded street intersections only during the recent storm.

Ald. Tarnowecky said that on behalf of Deputy Reeve John Smale and himself he wished to thank all of the citizens of Kingston who invited 548 students to dinner on November 20, "Community-University Day". He also expressed special thanks to the Queen's Alma Mater Society, the members of the Councils in the Kingston area and the News Media.

BY-LAWS

Council consented:

(a) to the amendment of By-Law 1 to provide for the inclusion of the provisions of Clause 2, Report No. 113 therein, and

(b) to the addition of By-Laws 19 to 22, inclusive, for presentation to Council.

(A) Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That By-Laws 1 to 6 and 19 & 20 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Law 6 and 19 & 20 their third reading.

CARRIED

BY-LAWS (Cont'd)

(C) Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That By-Laws 6 to 22 be given their third reading.

CARRIED

* * *

(1) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1 and 2, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9132)
Clauses 1 and 2, Report No. 113, 1977

(Note: Ministry of Transport Approval NOT required)

(2) A By-Law to Amend By-Law No. 495. "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of such Parking Meters" (Clause 2, Report No. 113)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9133)
Clause 2, Report No. 113, 1977

(3) A By-Law to Dedicate Certain Lands as a Portion of Elliot Avenue.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9134)
Clause 3, Report No. 113, 1977

(4) A By-Law to Dedicate Certain Lands, Known as "Old Sir John A. Macdonald Allowance", from Elliot Avenue to Counter Street as a Public Street.

(FIRST AND SECOND READINGS) (PROPOSED NO. 9135)
Clause 4, Report No. 113, 1977

(5) A By-Law to Amend By-Law No. 8583, "A By-Law to Authorize the Carrying on of a Community Program of Recreation within the Meaning of the Regulations Under the Ministry of Culture and Recreation Act, to Provide for the Operation, Maintenance and Management of Parks and to Provide for the Establishment, Operation and Maintenance of Community Centres Pursuant to the Community Recreation Centres Act and the Regulations Made Thereunder (Include Additional Parks)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9136)
Clause 1, Report No. 116, 1977

(6) A By-Law to Confirm the Proceedings of Council at Its Meeting Held on November 28, 1977.

(THREE READINGS) (PROPOSED NO. 9137)
City Council Meeting No. 29

(7) A By-Law to Authorize the Reconstruction of Certain Concrete Sidewalks Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9096A)
Clauses 3(a) and (b), Report No. 94, 1977

BY-LAWS (cont'd)

(8) A By-Law to Authorize the Construction of an Asphalt Pavement, With Road Widening, Curb, Gutter and Boulevard on Fairview Road From Portsmouth Avenue to Hillendale Avenue Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9096B)
Clause 3(c), Report No. 94, 1977

(9) A By-Law to Authorize the Construction of a 15 inch Storm Sewer On The West Side, Including Outlet Ditch, of the Parkway from 1038 feet South of Princess Street Southerly 252 ± feet Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9101)
Clause 13, Report No. 96, 1977

(10) A By-Law to Authorize the Construction of a Concrete Sidewalk on the West Side, with Asphalt Connection to School Yard, of the Parkway from Princess Street Southerly 1290 Feet, Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9102)
Clause 13, Report No. 96, 1977

(11) A By-Law to Authorize the Construction of a Storm Sewer in Division Street from Elliot Avenue Northerly 306.95 Feet and in Elliot Avenue from Division Street to 49.1 Feet East of Day Street (North) Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9104)
Clause 3(a), Report No. 98, 1977

(12) A By-Law to Authorize the Construction of a 32 Foot Wide Pavement, with Curb, Gutter and Boulevard, Including 725 Feet of Relief Storm Sewer, in Portsmouth Avenue from Fairview Road to Howard Crescent Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9105)
Clause 3(b), Report No. 98, 1977

(13) A By-Law to Authorize the Reconstruction of Certain Pavements (General Rate)

(THIRD READING) (PROPOSED NO. 9106(A))
Clause 7, Report No. 100, 1977

(14) A By-Law to Authorize the Construction of a 26 Foot Wide Asphalt Pavement with Curb, Gutter and Boulevard on Valleyview Avenue from Portsmouth Avenue to Florence Street Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9109)
Clause 2(a), Report No. 104, 1977

(15) A By-Law to Authorize the Construction of a Curb, Gutter and Boulevard on Division Street from Elliot Avenue to 60 Feet North of Armadale Place Under the Provisions of Section 7 of the Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9110)
Clause 2(b), Report No. 104, 1977

BY-LAWS (cont'd)

(16) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clauses 1, 2, 8 and 9, Report No. 110)

(THIRD READING) (PROPOSED NO. 9123)
Clauses 1, 2, 8 and 9, Report No. 110, 1977

(17) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clauses 4 and 5, Report No. 110)

(THIRD READING) (PROPOSED NO. 9124)
Clauses 4 and 5, Report No. 110, 1977

(18) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone Approximately 2.5 Acre Parcel of Land Located on the South Side of Bath Road, East of the Little Cataraqui River from FP (Flood Plain) and OS2 (Private Open Space) to C2 (Arterial) Commercial: Rezone Lands on the West side of the Little Cataraqui River South of Princess Street from OS2 (Private Open Space) to OS2.148 (Private Open Space): Rezone Two Parcels of Land Located South of Green Drive From OS2 (Private Open Space) and FP (Flood Plain) To B1 (Multiple Family) Residential)

(THIRD READING) (PROPOSED NO. 9126)
Clause 3, Report No. 111, 1977

(19) A By-Law to Amend By-Law No. 2537, "A By-Law to Ratify and Confirm the Establishment of Petty Cash and Change Funds" (Increase Petty Cash Funds for Oakwood and for Depot School Day Care Centres.)

(THREE READINGS) (PROPOSED NO. 9138)
Clause 1, Report No. 114, 1977

(20) A By-Law to Amend By-Law No. 4, "A By-Law to Provide for the Conditions of Employment of Employees of The Corporation of the City of Kingston" (Amend Sections 7 and 13)

(THREE READINGS) (PROPOSED NO. 9139)
Clause 26, Report No. 119, 1977

(21) A By-Law to Amend the Official Plan of the City of Kingston Planning Area (Amendment No. 93: Davis Tannery Redevelopment Site - Orchard Street)

(THIRD READING) (PROPOSED NO. 9063)
Clause 6(A), Report No. 78, 1977,
as amended by
Clause 1, Report No. 118, 1977

CARRIED, AS AMENDED, 9:6

Ald. Breen, Ald. Clements, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Miller Opposed.

BY-LAWS (Cont'd)

(22) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Rezone 36.4 Acre Site Located East of Rideau Street and North of River Street from Industrial and Recreation, Parks and Open Spaces to Residential, Commercial and Recreation, Parks and Open Spaces)

(THIRD READING) (PROPOSED NO. 9064)
Clause 6(B), Report No. 78, 1977,
as amended by
Clause 1, Report No. 118, 1977

CARRIED, AS AMENDED, 9:6

Ald. Breen, Ald. Clements, Ald. Gerretsen, Ald. Hawkins, Ald. Mackenzie, Ald. Miller Opposed.

MOTIONS

(1) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the appreciation of Council be expressed to Douglas L. Hardtman, Q.C., Acting City Solicitor, for his legal services to the City since July 1964, and especially for continuing to act for the City until Mr. N. Jackson, the new City Solicitor, assumed his duties.

CARRIED

(2) Moved by Ald. Clements,
Seconded by Ald. French,

That Council do now adjourn.

CARRIED

Council adjourned at 11:40 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

CITY COUNCIL MEETING NO. 30

Local Govt.

The Regular Meeting of City Council will be held in the Council Chamber at City Hall on Monday, December 12, 1977, at 8:00 p.m.

ROLL CALL

PRESENTATIONS

(1) AWARD FOR HONOURABLE ACHIEVEMENT

Plaques will be presented to:

Mr. Rein J. Quatsch
Mr. Alfred Tugwood

(2) PRESENTATION OF OLYMPIC GRAPHIC PLAQUES TO:

Col. C.W. Jones
Mr. Robert Partridge

MINUTES

That the Minutes of City Council Meeting No. 29, be amended:

(a) by adding to the first paragraph of Clause 24, Report No. 119, following the words "Local 109", the words and figures "and 141", and

(b) by adding the following as Motion (1) on page 668:

"(1) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the appreciation of Council be expressed to Douglas L. Hardtman, Q.C., Acting City Solicitor, for his legal services to the City since July 1964, and especially for continuing to act for the City until Mr. N. Jackson, the new City Solicitor, assumed his duties.

CARRIED "

- and -

That the Minutes of City Council Meeting No. 29, held November 28, 1977, as amended, be adopted as printed.

COMMUNICATIONS

To be Filed

(645) From the City Solicitor, re: S.M. Polson Estate reporting on the passing of the accounts before His Honour Judge Campbell on November 24, 1977, and notifying that costs, in the amount of $600., for Solicitor's fees were awarded the City and will be paid to the City.

(646) From the Ministry of the Environment enclosing a copy of *The Environmental Assessment Act and Municipalities*, a response to the Report of The Municipal Working Group recommendations for the Designation and Exemption of Municipal Projects under the Environmental Assessment Act.

(647) From the Kingston Area Planning Board, a copy of their letter to Mr. John Livey, Ministry of Housing (Official Plans Branch) regarding Proposed Amendment No. 11 to the Official Plan for the Pittsburgh Planning Area, and stating the Planning Board reaffirmed its resolution of September 22, that the proposed Amendment No. 11, deleting an alternative crossing of the Cataraqui River, be accepted by the Board.

(648) A copy of an article entitled *The City of Kingston Archives* by Anne MacDermaid which will be published in the periodical "Urban History".

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(649) From Canada Savings Bonds Payroll Savings Organization, expressing their thanks to the City for its co-operation during the 32nd Canada Savings Bonds campaign. The City's total of $95,700. aided materially in reaching a record figure of $5,897,500. for the area covering Cornwall to Kingston and the surrounding districts.

(650) Minutes of the Executive of the Cataraqui Region Conservation Authority for a meeting held on November 9, 1977.

(651) From Canadian National, Belleville Division, in connection with noise from diesel engines in the vicinity of their former station on Montreal Street, informing that during the winter months, to prevent units from freezing up, they are left idling and the only available trackage is in the vicinity of their old Kingston Station. The period of time required to idle units is from 15 October to 15 May and this period is adjusted depending on weather conditions. They add that this same condition prevails at most locations during winter months where diesel units are required to be parked.

(652) From the Children's Aid Society of the City of Kingston and County of Frontenac, their publication *Newsletter* dated November, 1977.

(653) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* No. 77/46, and 77/47.

(Copies have been distributed to all members of Council.)

(654) Minutes of a meeting of the Board of the Kingston, Frontenac and Lennox and Addington Health Unit held on November 23, 1977.

(Copies have been distributed to members of Council by the Health Unit.)

(655) From the Ministry of Transportation and Communications re: 1977 Subsidy Allocation for Public Transportation, stating that a 1977 subsidy allocation of $7,039. for Capital Asset Assistance Program has been authorized for the City of Kingston, as follows:

> *"This allocation is based on your estimates of the amounts required for 1977. The actual subsidy amount payable will be based on the eligible capital expenditures as submitted in your 1977 Annual Return. The allocation is intended to cover the following item(s).*

1. Garage Hoist	*-- Initial request*	*#1*	*5,626.00*
	This request	*#2*	*1,414.00*
	TOTAL		*$7,039.00*

> *NOTE: This brings your total 1977 allocation for Capital Asset Assistance Program to $243,900.00 "*

(656) From the National Citizens' Coalition enclosing an advertisement that appeared in Toronto daily newspapers during the week of October 9, 1977, stating that The Town of Paris, Ontario is the first municipality to agree to run the Global Referendum on Disarmament. This referendum will take place on December 16, 17 or 18.

(Copies have been distributed to all members of Council.)

COMMUNICATIONS (Cont'd)

To be Filed (Cont'd)

(657) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of remarks made by The Honourable W. Darcy McKeough, Treasurer of Ontario and MPP for Chatham-Kent, to the Ontario Municipal Administrators' Association on December 1, 1977.

(Copies have been distributed to all members of Council)

(658) From the Association of Municipalities of Ontario, their publication *A M O News*, dated October, 1977.

(Copies have been distributed to all members of Council)

To be Referred to the Transportation Committee

(659) From the **Minister** of Transportation and Communications, Ontario, regarding the announcement of the Urban Transportation Assistance Program (UTAP), and setting out therein some significant aspects of the Program as follows:

> "1. *The Ontario allocation is limited to $82.5 million over five years, or, approximately $16,5 million per year.*
>
> 2. *Items that would be funded from the UTAP fund are:*
>
> *a) All Grade Separation projects approved after September 1, 1977 formerly funded under Parts II and III of the Railway Relocation and Crossing Act (RRCA).*
>
> *b) Railway Relocation Studies approved after September 1, 1977 funded formerly from Part I of the Railway Relocation and Crossing Act.*
>
> *c) Urban Transportation Projects related to improving public transit services, increasing car occupancy and energy conserving projects, etc.*
>
> 3. *All projects approved as part of the RRCA prior to September 1, 1977 will proceed normally and funds will not be required from UTAP.*
>
> 4. *All projects involving at-grade crossings, including crossing protection will continue to be funded under Part III of the RRCA from the Railway Grade Crossing Fund.*
>
> 5. *Project priority is subject to approval of the Federal Government and the Province must submit a priority list of eligible projects to Transport Canada."*

and notifying that grade separation projects will consume virtually all of Ontario's allocation of funds.

Which Has Been Referred to the Transportation Committee

(660) From the Corporation of the Town of Strathroy, requesting that their following resolution be endorsed:

> *"That the Corporation of the Town of Strathroy hereby urge the Government of Ontario to adopt forthwith the following recommendation relating to the transportation of hazardous materials within the Province, which is contained in the final report of the Legislative Assembly's Select Committee on Highway Safety, dated September 1977:*

COMMUNICATIONS (Cont'd)

Which Has Been Referred to the Transportation Committee (Cont'd)

(660) (Cont'd)

> *"Recommendation VIII 6:*
> *THAT: The Government of Ontario should press the Federal Government for early introduction of national regulations for the transportation and labelling of hazardous loads. If national regulations are not forthcoming within twelve (12) months, the Government of Ontario should unilaterally implement its own."*

Which Has Been Referred to Community Services Committee

(661) From the Town of Paris, requesting that Council endorse their following resolution:

> *"Whereas "Operation Dismantle" is endeavouring to hold a Global Referendum on Disarmament and World Order.*
>
> *And Whereas, the Council for the Corporation of the Town of Paris supports this Global Referendum.*
>
> *Be it Therefore Resolved, that the Municipality of the Town of Paris endorse and participate in the Global Referendum on Disarmament and World Order."*

To be Referred to Community Services Committee

(662) From Mrs. Irene Mooney, requesting that the City of Kingston implement a ward system for the election of school board trustees.

Which Has Been Referred to the Finance and Accounts Committee

(663) From Messrs. Trumpour and Kennedy, Barristers and Solicitors for the Navy League of Canada re: Kingston Marine Museum. The Kingston Marine Museum have requested that a corvette, used by the Royal Canadian Navy in the Second World War, be located in the Kingston drydock and operated by the Marine Museum, ownership to remain with the National War Museum.

(Note: Copy of letter distributed to each member of Council with the Finance Agenda)

(664) From the City of Woodstock requesting endorsation of their following resolution:

> *"That Whereas many worthwhile charitable and recreational organization programs are supported wholly or in part by donations from the public.*
>
> *And Whereas in many instances these programs are not registered under the provisions of Revenue Canada to allow the donations to be tax exempt.*
>
> *And Whereas these programs are of great benefit to and relieve the municipalities of the responsibility for providing similar programs at a cost to the general tax payer.*
>
> *Therefore be it resolved that the Minister of Revenue, The Right Honourable Mr. Jean Chretien be petitioned to enact the necessary legislation to allow municipalities to act as the agent for the receipt of donations for charitable or recreational programs to allow these donations to become tax exempt under the provisions of Subsection (IV) of Section 110 (1) (a) of The Income Tax Act."*

page 4...

COMMUNICATIONS (Cont'd)

To be Referred to Community Services Committee

(665) From the Town of Collingwood, requesting that their following resolution be endorsed:

> *"That The Corporation of the Town of Collingwood hereby urge the Federal Government to adopt forthwith the following recommendations relating to:*
>
> *1. Reinstate the death penalty for capital murder.*
>
> *2. Establish effective control on the purchase and possession of firearms.*
>
> *3. Abolish the granting of passes from prison for convicted criminals."*

Which Has Been Referred to the City of Kingston Planning Board

(666) Application for Official Plan Amendment from Lord & Conacher, agents for E. Mae Tracey and Eric Bradley, Executors of the Estate of Roy C. Bradley, Owner, for Pt. Lot 6, Plan C17 & Pt. farm Lot 21, Conc. 1, City, located at 480 & 490 MacDonnell Street, to be rezoned from "A" single family residential to C - Commercial in order to permit construction of commercial office building.

To be Filed

(667) From the Cataraqui Region Conservation Authority informing that they wish to dispose of a 3M brand "107" Copier for the amount of $25 or best offer.

PETITIONS

REPORTS

REPORT NO. 120

To The Mayor and Aldermen November 30th, 1977

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that Parking Stamps be offered for sale to Downtown merchants at a cost of 10¢ per Parking Stamp, to provide for one free hour's parking on any Attendant-Operated Parking Lot in the City of Kingston, subject to the following regulations:

   - *i) Parking Stamps are to be used solely by Downtown Merchants' customers;*
   - *ii) Parking Stamps can only be applied to the initial two hours of parking;*
   - *iii) Parking Stamps are only applicable to Attendant-Operated Parking Lots, namely, the Hanson Memorial Garage, the Robert Bruce Parking Lot and the Chown Memorial Parking Lot;*
   - *iv) A maximum of two (2) Parking Stamps per vehicle per day only to be used by customers*

   and, further,

   that, notwithstanding the provisions of By-Law 4489, the Volunteer Association of Hotel Dieu Hospital be permitted to purchase Parking Stamps at a rate of 10¢ per Parking Stamp, for the sole use of volunteer workers, at the Chown Memorial Parking Lot only, and with a maximum of two stamps per vehicle per day.

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Cowdy Street, from Stephen Street to Russell Street.

   NOTE: At the present time, parking is permitted

3. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that the new parking lot on the north-east corner of Queen Street and Wellington Street be named the "Drury Parking Lot";

   and, further,

   that the parking lot on the north-east corner of Princess Street and Tower Street be named the "Gorsline Parking Lot".

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Lane Designation Signs be placed at the following locations:

4. continued...

HIGHWAY	BETWEEN	LANE	DIRECTION	TIME/ DAY
Counter St.	Division to 200 ft. east	1st lane south of median	East to North	Any Time
Counter St.	Division to 200 ft. east	2nd lane south of median	East and East to North	Any Time
Princess St.	Concession to 200 ft. east	1st lane north of median	North-West to West	Any Time
Princess St.	Concession to 200 ft. east	2nd lane north of median	North-West to West and North-West	Any Time

5. That the following resolution received from the Township of Sandwich West not be endorsed:

> *"THAT WHEREAS the illegal passing of school buses is governed by the Highway Traffic Act of Ontario;*
>
> *AND WHEREAS school bus drivers must report the licence plate number and be able to identify the driver of the vehicle passing a school bus illegally in order to get a conviction;*
>
> *AND WHEREAS it is nearly impossible for a school bus driver to identify a driver of an illegally passing vehicle;*
>
> *BE IT THEREFORE RESOLVED that an addendum be considered to the present Highway Traffic Act to allow that where the identity of the driver of an illegally passing vehicle is not possible, the vehicle owner be fined upon proper identification of the vehicle by the school bus driver (in a similar manner to that of a parking violation)."*

Respectfully Submitted,

Chairman

REPORT NO. 121

December 6, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by MacLachlan Lumber Company (Kingston) Limited to amend the zoning for a 0.67 acre parcel of land located on the south side of Princess Street, east of Portsmouth Avenue; and

WHEREAS the application requests that the subject property be amended from Residential (By-Law No. 541) to C2 Commercial (By-Law No. 8499); and

WHEREAS the proposed zone change is in conformity with the Official Plan which designates the property as part of Specific Area No. 3 in which Commercial is to be the primary land use;

BE IT RESOLVED that:

A. Schedule B to By-Law No. 8499 (Lands Which Are Exempt from Restricted Area By-Law No. 8499) be amended by deleting the 0.67 acre parcel of land located on the south side of Princess Street east of Portsmouth Avenue from the area subject to Restricted Area By-Law No. 541 and by replacing the existing Schedule B with the revised Schedule B attached hereto; and

B. Zoning By-Law No. 8499 be amended by amending Zoning Map No. 12 so as to zone the approximately 0.67 acre parcel of land located on the south side of Princess Street, east of Portsmouth Avenue and shown on a copy of Zoning Map No. 12 which is attached hereto as Schedule A, C2 Commercial (By-Law No. 8499).

C. Approval of this By-Law shall be conditional upon the applicant entering into the City's standard Site Plan Agreement with respect to all the lands owned by the applicant and exempting from the provisions of said site plan the following uses:

(i) one and two family dwellings and accessory buildings and structures thereto in any Residential zone;

(ii) alterations or additions in respect of buildings or structures where the alteration or addition contains less than 5,000 square feet of floor space;

(iii) new buildings occupying less than 5,000 square feet.

2. That Council does hereby certify that By-Law No. "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Zone 0.67 Acre Parcel of Land Located

2. (Cont'd)

On the South Side of Princess Street East of Portsmouth Avenue as C2 Commercial)" is in conformity with the Official Plan of The Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 1A, and B have been approved.

3. WHEREAS Council approved Development Control for two, thirty-five (35) unit, two and one-half (2½) storey, apartment buildings to be built by Bob Martin Construction Limited at the northwest corner of Montreal and Briceland Streets, on September 25, 1977; and

WHEREAS one of the conditions of such approval was that a landscaping plan, including the 20 foot strip of City-owned land on the north side of Briceland Street, be approved by the City; and

WHEREAS a landscaping plan has been submitted and found to be satisfactory by the Parks and Recreation Department in all respects except the matter of landscaping of the 20 foot City-owned strip;

BE IT RESOLVED THAT Landscape Plan LS1 (Scale: 1" = 30'), dated June, 1977, be approved subject to the condition that the landscape plan be revised to include sodding of the 20 foot City-owned strip, on the north side of Briceland Street, adjacent to the owner's property.

4. WHEREAS Council approved Development Control for a nine-storey building in the Health Sciences Centre, Kingston General Hospital, on the westerly portion of the block bounded by King, George and Stuart Streets and Lower University Avenue, on November 14, 1977; and

WHEREAS a condition of such approval was that construction begin within six months from the date of the signing of a Development Control Agreement; and

WHEREAS it will not be possible for construction to be commenced within six months of the Agreement being signed;

BE IT RESOLVED that the Development Control agreement between the City of Kingston and Kingston General Hospital be amended to allow construction to begin within eighteen months from December 12th 1977.

5. WHEREAS Development Control under Section 35(a) of The Planning Act was instituted in the City of Kingston in October, 1975 and a procedure for the processing of applications was approved; and

WHEREAS it is desirable that the time taken to

5. Cont'd ...

process applications for Development Control approval be reduced; and

WHEREAS a Sub-committee of Planning Board was constituted to investigate ways and means of reducing the time now taken for approval and has now presented its findings to Planning Board;

BE IT RESOLVED that

1. The approval of Development Control applications be placed under a Development Control Committee consisting of the Chairman of Planning Board or his/her delegate; two members of Planning Board, and the Director of Planning or his delegate.

2. At the request of any member of Council or Planning Board, or an applicant, any application shall be referred to Planning Board for a recommendation to Council.

3. That any applicant be permitted to appeal to Council the refusal of an application by the Development Control Committee or the imposition of a condition regarded as unacceptable.

4. That the Development Contral Committee upon the advice of the Director of Planning and the Chief Building Inspector be authorized to approve minor changes to building plans which deviate from the approved Development Control plan, provided that if the applicant is dissatisfied with the decision he may request it be referred to Planning Board for a recommendation to Council.

5. That the referral time of an application to the Technical Planning Committee be a maximum of two weeks with an extension of time if requested by a member of the Committee.

6. Upon receipt of an application (or earlier if it can be ascertained that an application is forthcoming) the applicant be given a "Development Control Guide" which will clearly outline the procedures and considerations affecting the applications.

6. WHEREAS the Local Architecture Conservation Advisory Committee has recommended the designation of the property bearing the civic address 61 Baiden Street, as being of historic significance; and

WHEREAS under The Ontario Heritage Act such designation would prevent the owner of the property from making any structural alterations or alterations in the exterior appearance of the building; and

WHEREAS it has come to the attention of Planning Board that such designation and its attendant restrictions would cause unnecessary hardship to the owners of the property;

6. (Cont'd)

BE IT RESOLVED that no further action be taken at this time on the designation of No. 61 Baiden Street as a building of historic significance.

7. WHEREAS on 22 March, 1976, the City of Kingston entered into a Subdivision Agreement with Homestead Land Holdings Limited, with respect to the Subdivision known as Newcourt Fields, which Agreement was subsequently amended on 12 April, 1976 and 14 June, 1976; and

WHEREAS it was a condition of such Agreement that a sidewalk be constructed across Block B on the south side of Newcourt Place; and

WHEREAS the subdivider, Homestead Land Holdings Limited, has requested that construction of such sidewalk be deferred until the construction of housing commences and proposes that it pay the City the cost of sidewalk construction and that the City construct the sidewalk when the houses are completed or nearly completed; and

WHEREAS the Public Works Committee has recommended that the offer of Homestead Land Holdings Limited be accepted and the Newcourt Fields Subdivision Agreement amended accordingly with the understanding that the deposit will be made prior to the acceptance of the above ground services;

BE IT RESOLVED that the proposal by Homestead Land Holdings Limited be accepted and the Subdivision Agreement amended accordingly.

8. That the following budget for the 1977 Neighbourhood Improvement Program allocation of $700,000 plus $111,300 from the sale of vacant lots and 90 Bay Street be approved:

Revenue		
1977 Allocation		$700,000
(Federal	$350,000	
Provincial	175,000	
Municipal	175,000)	
Sale of vacant lots		95,000
Sale of 90 Bay Street		16,300
		$811,300

Expenditure	
Artillery Park Pool Cover	447,700
Acquisition of Housing	25,363
Acquisition - Non-Conform. Uses	223,333
Traffic Study implementation - Phase II	50,000
Administration (8%)	64,904
	$811,300

9. WHEREAS the Residential Rehabilitation Assistance Programme has been outstandingly successful in the City of Kingston; and

WHEREAS Central Mortgage and Housing Corporation have announced that as of January 1, 1978, C.M.H.C. property standards will apply to all applications instead of municipal property standards; and

WHEREAS a comparison of C.M.H.C. standards and City of Kingston standards indicates that the C.M.H.C. change of policy will result in more stringent restrictions on the kind and quality of home repairs and a consequent downgrading of the programme which will affect public confidence in the programme and will weaken one of the main thrusts of the Neighbourhood Improvement Programme, i.e. to upgrade the physical condition of dwellings in the N.I.P. area;

BE IT RESOLVED that C.M.H.C. be informed that the City of Kingston objects to the changes in the R.R.A.P. standards and strongly desires that the City of Kingston Property Standards By-Law continue to prevail where such standards are higher than C.M.H.C. standards.

10. That Council does hereby certify that By-Law No. 9087A "A By-Law to Rezone the 5 Acre, More or Less, Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary Road to C2 Commercial" is in conformity with the Official Plan of The Corporation of the City of Kingston.

(By-Law No. 9087A given Third Reading by Council at its Meeting of October 24, 1977.)

Respectfully submitted,

CHAIRMAN

Report No.122

December 1, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That an Agreement be entered into with the Owners of Lot 424, Original Survey, City of Kingston, Street No.149 Ordnance St., John R. and Bernadette T Taylor, to permit their house to encroach upon the easterly 2.50 feet in perpendicular width of McBurnie Park, parallel to the easterly limit of the said park, for a period of ten years with a ten year renewal option for the sum of $1.00 per year.

Note The form of Agreement and Surveyor's Certificate are attached as Schedule A and B.

2. That the tender of Ball Brothers Ltd., in the amount of $407,000.00, to construct the Artillery Park pool enclosure in accordance with plans and specifications prepared by Smith, Mill and Ross, Architects, be accepted being the lowest tender received, subject to the provision of funds by City Council.

3. That Schedule C of By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to extend the 6 am to 8 am $12.00 per hour ice rental rate to 3.30 pm in order to generate more ice rental revenue.

4. That notwithstanding the provision of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the use of Memorial Hall at no charge by the Cataraqui, Frontenac and St. Lawrence Ward Ratepayers' Association on the evening of Wednesday, December 7, 1977 to hold a meeting to explain to the public the Canadian Home Insulation Program, be confirmed.

.........../2

5. That Agreements be entered into with the following organizations to lease them the accommodation they already occupy at the J.K.Tett Creativity Centre -

Organization	Rent per Year
a) Thousand Islands General Radio Service Club	$1100.00
b) Girl Guides of Canada	367.20
c) Kingston Racing Pigeon Club	144.00
d) Kingston Oldtimer Amateur Radio Assoc	215.25
e) Limestone City Obedience & Kennel Club	1599.00
f) Kingston Lapidary & Mineral Club	360.00
g) Kingston Handloom Weavers Club	730.13

Respectfully submitted,

Chairman

Schedule A to Report No.122

APPLICATION FOR A LICENCE TO ENCROACHMENT

Licence No. ____________

Date ____________

JOHN R. TAYLOR and BERNADETTE T. TAYLOR, Owner for the property described as Lot No. Part Lot 424, original survey, City of Kingston, Street No. 149 Ordnance on the North side of Ordnance Street, hereby apply for a Licence to occupy the following portion of McBurnie (Skeleton)Park: TO OCCUPY OR ENCROACH UPON THE EASTERLY 2.50 FEET IN PERPENDICULAR WIDTH OF THE SAID McBURNIE (SKELETON) PARK, PARALLEL TO THE EASTERLY LIMIT OF THE SAID PARK TO THE EXTENT REVEALED BY SURVEYOR'S CERTIFICATE ATTACHED AND AGREE TO COMPLY WITH THE CONDITIONS OF BY-LAW NO. _______.

I HEREBY COVENANT AND AGREE for myself, my heirs, executors and assigns, to indemnify and keep indemnified the Licensor against all actions, suits, claims and demands which may be brought or made against the Licensor, and against all loss, costs, damages, charges or expenses whatever which may be sustained, incurred or paid by the Licensor in consequence of the above-mentioned encroachment, and the Licensees hereby grant to the Licensor full power and authority to settle any such action, suit, claim and demand on such terms as the Licensor may deem advisable and hereby covenant and agree with the Licensor to pay to the Licensor on demand all monies paid by it in pursuance of any such settlement and also such sum as shall represent the reasonable costs of the Licensor or its Solicitor in defending or settling any such action, suit, claim or demand, and this agreement shall not be alleged as a defence by the Licensees in any action by any person for actual damage suffered by reason of the permission hereby granted to maintain the above-mentioned encroachment

JACOB, MACPHERSON, STEWART AND HOGAN
Solicitors for John R. Taylor and
Bernadette T. Taylor

Herbert Sw Stewart
Applicant

APPROVED AS TO ____________
Commissioner, Parks & Recreation Department

APPROVED AS TO ____________
Chairman, Parks & Recreation Committee

AMOUNT RECEIVED FOR PERMIT $10.00
City Treasurer

AMOUNT RENEWED TO P.M. December ,1987
Building Inspector

Schedule B to Report No.122

I, Peter S. Hopkins, a duly licensed Ontario Land Surveyor, hereby certify that I have examined the hereinafter described parcel of land, that is to say:

> ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the City of Kingston, in the County of Frontenac, and Province of Ontario, and being composed of the westerly one-half of Lot Number Four Hundred and Twenty-Four (424) of the Original Survey, in the north side of Ordnance Street, in the said City containing one tenth of an acre and having thirty-three feet frontage on said Street.

And I further certify as follows:

(1) The one and a half storey frame house encroaches by approximately 0.1 foot onto the street line, and

(2) The house encroaches by approximately 2.5 feet onto the land to the west, and

(3) There are no encroachments on the property from structures on adjoining lands, and

(4) The house lies within a fenced boundary which appears to have been in place long enough to establish some possessory rights.

Peter S. Hopkins

Peter S. Hopkins
Ontario Land Surveyor

Dated at Bath, Ont.,
19th day of August, 1977.

Report No.123

December 5, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the Kingscourt Sewers, Phase II, constructed under Contract 77/3W with D.A.Foley Ltd., be accepted subject to the provision of a guaranteed maintenance bond, payment of outstanding accounts and retention of $1500.00 to cover deficiencies.

2. That Crossing Agreements be entered into with the Canadian National Railways for the installation of one culvert under their tracks at mileage 171.62, Kingston Subdivision, and two culverts under their tracks at mileage 171.78, Kingston Subdivision.

Note The culverts will be installed by the Developer of Terraceview Subdivision as a requirement of the Subdivision Agreement.

3. That Dacon Corporation be paid the sum of $9442.37 which represents a part payment for cost of constructing a 32 ft. wide asphalt pavement on Elliot Ave., Wycliffe Subdivision, as requested by the City rather than a 28 ft wide asphalt pavement as required by the Subdivision Agreement, and that the expenditure be charged to Public Works Budget Account 313-74 City's Share of Subdivision Services.

Note There will be a further payment early in 1978 after the Engineering Department has had opportunity to investigate the work done as outlined in their invoice.

4. That Dacon Corporation be paid the sum of $3600.00 which represents a part payment for cost of constructing a 32 ft. wide asphalt pavement on Country Club Drive, Country Club Estates Subdivision as requested by the City rather than a 28 ft wide asphalt pavement

as required by the Subdivision Agreement, and that the expenditure be charged to the Public Works Budget Account 313-74 - City's Share of Subdivision Services.

Note There will be a further payment early in 1978 after the Engineering Department has had opportunity to investigate the work done as outlined in their invoice.

Respectfully submitted,

Chairman

REPORT NO. 124

December 7, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Kingston, Frontenac and Lennox and Addington Health Unit, the sum of $49,742. be provided in the 1978 Budget as the City of Kingston share of the cost of constructing an addition to the Health Unit building at 221 Portsmouth Avenue, Kingston, on the understanding that the total estimated cost of the project is $350,000. for which funds will be provided as follows:

Province of Ontario	$233,334.
County of Frontenac	41,014.
County of Lennox and Addington	25,910.
City of Kingston	49,742.
TOTAL:	$350,000.

2. That:

(A) the 1978 Inaugural Meeting of Council be held on Friday, January 6, 1978, at 5:15 p.m. in the Council Chamber.

(B) during the month of January, 1978, the regular meeting of City Council be rescheduled to be held on:

Monday, January 16, 1978, at 8 p.m., and
(Instead of January 9)

Monday, January 30, 1978 , at 8 p.m.
(Instead of January 22)

- and -

all Committee meetings be rescheduled to accommodate this revision.

3. That NO ACTION be taken on the following resolution of the City of Pembroke:

> *"Be it resolved that the Council of the City of Pembroke considers the Royal Canadian Mounted Police to be the finest police force in the world."*

4. That, pursuant to Section 62(c) of By-Law No. 1 and as recommended by the Kingston Public Library Board, the payment of Certificate No. 13 from M. Sullivan & Son Ltd., for $106,568.08 for construction of new public library and invoice No. 29 from Lily Inglis and Wilfred Sorensen, Associated Architects for Kingston Public Library in the amount of $2,040.63 be authorized.

5. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $54,889.12 for construction of North End Sewer Trunk Relief for sale to Central Mortgage and Housing Corporation.

Loan Amount		$73,185.50
Less Forgiveness	(-)	18,296.38
Balance (to be debentured)		$54,889.12

Work authorized by By-Law No. 8490 as amended by By-Law 8568.

Interest Rate - 10.5%
Term - 15 years.

6. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $20,762.08 for extensions to Okill Pumping Station for sale to Central Mortgage and Housing Corporation.

Loan Amount		$27,682.77
Less Forgiveness	(-)	6,920.69
Balance (to be debentured)		$20,762.08

Work authorized by By-Law No. 8207.

Interest Rate - 10%
Term - 15 years.

7. That the Minister of Education be notified The Corporation of the City of Kingston endorses the position of the Metropolitan Toronto School Board requesting that a more adequate amount of money be transferred to public education in 1978 in order that an unjustifiable burden will not be placed on local taxpayers.

(Note: Copy of October 28th letter from the Metropolitan Toronto School Board distributed to each member of Council with the Agenda.)

8. That the account of Webster Real Estate & Insurance Limited for professional services of Mr. W.E. Webster, M.A.I., A.A.C.I., in the amount of $870.28, (Fee: $700; Disbursements $170.28) re: relocation of Sentinal Cleaners from 220 Princess Street, be authorized for payment.

(Ald. Hawkins Opposed)

9. That, as recommended by the Community Services Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
SOCIAL SERVICES DEPARTMENT		
ASSISTANCE TO CHILDREN		
- Juvenile Delinquents Act	-	$3,500.

9. (Cont'd)

	Increase	Decrease
SPECIAL ASSISTANCE		
- Travel & Transportation	$ 300.	-
- Funerals	3,000.	-
- Moving	200.	-
WELFARE ASSISTANCE		
GENERAL		
- Assistance - Shareable	-	3,600.
MUNICIPAL NURSERIES		
OAKWOOD DAY CARE CENTRE		
- Property - Repairs & Maintenance	200.	-
- Property - Other (Inc. Ins.)	200.	-
DEPOT SCHOOL DAY CARE CENTRE		
- Caretaking Salaries	1,500.	-
- Other Salaries	500.	-
- Property - Repairs & Maintenance	1,200.	-

10. WHEREAS *The Council for Canadian Unity* has requested the participation of the Citizens of Kingston in the accomplishment of initiatives which broaden active participation in unity-creating programmes during CANADA WEEK, June 25 to July 1, 1978:

AND WHEREAS the Kingston & District Folk Arts Council has in the past played an outstanding role in many community projects;

THAT the *KINGSTON & DISTRICT FOLK ARTS COUNCIL* is hereby named as the organization responsible for the development of plans for CANADA WEEK 1978 in the City of Kingston.

11. That NO ACTION be taken to endorse the following resolution of the City of Woodstock since the aims and actions of many of the organizations, which would not be controlled by municipalities, could be contrary or detrimental to municipal policies:

> *"That whereas many worthwhile charitable and recreational organization programs are supported wholly or in part by donations from the public.*
>
> *And whereas in many instances these programs are not registered under the provisions of Revenue Canada to allow the donations to be tax exempt.*
>
> *And whereas these programs are of great benefit to and relieve the municipalities of the responsibility for providing similar programs at a cost to the general taxpayer.*
>
> *Therefore be it resolved that the Minister of Revenue, The Right Honourable Mr. Jean Chretien be petitioned to enact the necessary legislation to allow municipalities to act as the agent for the receipt of donations for charitable or recreational programs to allow these donations to become tax exempt under the provisions of Subsection (IV) of Section 110 (1) (a) of The Income Tax Act."*

12. WHEREAS the Public Utilities Commission has requested the City to provide for the purchase of three 53 seater urban type transit coaches, now, for delivery in 1978, at an estimated cost of $231,000;

AND WHEREAS the Ministry of Transportation and Communications has notified that the proposed purchase of the new buses has been approved in principle for the year 1978;

AND WHEREAS the Council of The Corporation of the City of Kinston deems it more expedient that only 2 new buses be purchased;

THAT permission is hereby given to the Public Utilities Commission of the City of Kingston to purchase two 53 seater urban type transit coaches at an estimated total cost of $154,000. for delivery in 1978; City Share (25%) $38,500; Province Share (75%) $115,500.

AND FURTHER THAT provision for this expenditure be made in the 1978 Budget.

13. That, as recommended by the Transportation Committee, the amount of $28,500. included in the 1977 Transportation Budget for "Alterations to Traffic Signals", be placed in a Reserve Fund for the installation of a three-phase actuated signal system at the intersection of Bath Road and Portsmouth Avenue in 1978.

14. That, as recommended by the Community Services Committee, the following budget appropriation amendments be approved:

	Increase	Decrease
RIDEAUCREST		
ACTIVITIES AND COMFORTS		
- Salaries	$3,000.	-
- Recreation & Entertainment	3,000.	-
DIETARY SERVICE		
- Salaries - Preparation	-	$3,000.
- Raw Food Costs	-	9,000.
RESIDENTS' MEDICAL NURSING SERVICE		
- Salaries	$23,000.	-
BUILDING & PROPERTY - OPERATION & MAINTENANCE		
- Salaries	-	2,000.
- Equipment - Operation & Maintenance	-	6,500.
- Repairs & Mntce. Bldgs. & Grounds	6,000.	-
GENERAL ADMINISTRATION		
- Salaries	-	4,000.
- Equipment - Replacements	2,500.	-
COMMUNITY PRIVATE - HOME (FOSTER)		
- Care Service	-	13,000.

15. That the unexpended balances in the 1977 budget appropriations be used to finance overexpenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

16. That, as recommended by the Parks and Recreation Committee, the following budget appropriation amendment be approved:

	Decrease
REVENUES	
Cataraqui Park (Golf Course) *(Increases Deficit to $92,377)*	$11,000.
Portsmouth Olympic Harbour *(Increases Deficit to $32,490.)*	24,000.
Lake Ontario Park *(Increases Deficit to $40,001)*	3,000.
EXPENDITURES	
FINANCE	
- Contingencies	$38,000.

(Ald. Hawkins Opposed)

17. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A", attached hereto, for cancellation or refund of commercial, residential or business taxes levied in 1977 in the total amount of $13,760.08 be approved.

18. That the City accept the offer of Reed, Shaw, Stenhouse Limited, Insurance Brokers, Ottawa, to supply a General Liability policy in the amount of $1,000,000. in accordance with the wording of the City's existing liability policy for a period of two years commencing December 28th, 1977 for an annual premium of $24,763., it being understood that if the 1978 claims do not exceed 50% of the 1978 premium the 1979 premium will be reduced by 10%.

(Note: The 1977 liability insurance premium for the policy placed through Reed, Shaw, Stenhouse Limited was $26,650.)

19. That List of Accounts No. 11, dated November, 1977, in the amount of $5,909,808.73, for expenditures incurred under proper authorization, be approved.

(Copies have been distributed to the members of Council.)

20. That, as recommended by the Parks and Recreation Committee and upon the request of the Cataraqui Region Conservation Authority, the property of the Cataraqui Region Conservation Authority lying on the east side of Ontario Street between the Ontario Street Pump House Museum and West Street is hereby authorized to be repurchased from the Authority for the sum of $1.00 and the lease between the Authority and the City for the portion of the foot of West Street that had been closed and leased to the Authority for a 25 year period is hereby cancelled.

21. That, as recommended by the Director of Purchasing and the City Treasurer, the tender of Business Machines Service Centre, 190 Sydenham Street, for the supply of 3, new, T.E.C. Model 1600, electronic cash registers for the net total price of $11,235.00, including taxes, delivery and installation, being the lowest acceptable tender meeting the specifications, be accepted, provision for this expenditure having been made in the 1977 budget.

(Note: Other tenders were:

**Independent Office Machines*	*$10,671.44*
**N.C.R. Canada Limited - Tender (A)*	*11,017.95*
N.C.R. Canada Limited - Tender (B)	*18,015.75*

** = Equipment did not meet City's requirements.)*

22. That, as recommended by the City Treasurer, the uncollectible taxes and penalties as detailed on Schedule "B", attached hereto, in the total amount of $13,594.36 be struck off the roll pursuant to Section 636(1) of the Municipal Act.

23. That the following budget appropriation amendment be approved in order that the Social Services Department may continue to provide dental services for persons in receipt of general welfare assistance for the balance of 1977:

	Increase	Decrease
SOCIAL SERVICES DEPARTMENT		
SPECIAL ASSISTANCE		
- Dental Services	$6,000.	-
- Special Other (Clothing, etc.)	-	$3,000.
ASSISTANCE TO CHILDREN		
- Juvenile Delinquents Act	-	$3,000.

24. That the composition of the members of the Negotiating Committee, as established by Clause 23, Report No. 119, be amended to provide for a membership of 6 persons, instead of 5, as follows:

2 Members of Council, appointed by City Council;

3 Members of the Civic Administration:

- The Personnel Director, and
- For negotiations with Local 109, C.U.P.E., the Commissioner of Works or his designate and the Commissioner of Parks and Recreation or his designate; and
- For negotiations with Local 141, C.U.P.E., the Rideaucrest Administrator or his designate, and the Commissioner of Parks and Recreation or his designate; and

1 Professional Consultant, who will be Chairman and Spokesman.

25. That, as recommended by the Clerk-Comptroller, negotiations with The Kingston Pofessional Firefighters' Association, Local 498, International Association of Firefighters, and with The Ontario Nurses' Association - Local 184 (Rideaucrest Nurses) be carried on by the Negotiating Committee WITHOUT the Professional Consultant and on the provision that the Director of Personnel will act as Chairman of the Negotiating Committee and that:

(a) for negotiations with Local 498, International Association of Firefighters, the Fire Chief will be an advisor to the Negotiating Committee, and

(b) for negotiations with Local 184, Ontario Nurses' Association, the Rideaucrest Administrator and the Director - Nursing Services will be advisors to the Negotiating Committee.

26. That, following this regular meeting of City Council, there be held a meeting of the Committee of the Whole of City Council, which shall be closed to the public, to consider guidelines for negotiations for Local 109, C.U.P.E., Local 141, C.U.P.E., and Local 498, I.A.F.

27. That a Special Meeting of City Council be held during the evening of Tuesday, December 13, 1977, following a Special Meeting of the Finance and Accounts Committee, which will be held after 7:30 p.m., to consider the appointment of members of City Council as members of the Negotiating Committee for the balance of 1977 and for 1978.

28. That the City of Kingston notify the Railway Transport Committee of the Canadian Transport Commission of its support for the action taken not to discontinue Canadian National Railway passenger train services to or from Kingston which are vital to the economic and social life of the community.

Respectfully submitted,

(Chairman)

UNFINISHED BUSINESS

BY-LAWS

(A) That By-Laws 1 to 7 be given their first and second readings.

(B) That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 2 to 7 their third reading.

(C) That By-Laws 2 to 18 be given their third reading.

* * *

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Zone 0.67 Acre Parcel of Land Located on South Side of Princess Street, East of Portsmouth Avenue, as C2 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9140)
Clause 1, Report No. 121, 1977

(2) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Revise Regulations for Sale of Parking Stamps; Name Drury Parking Lot and Gorsline Parking Lot)

(THREE READINGS) (PROPOSED NO. 9141)
Clauses 1 and 3, Report No. 120, 1977

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 120)

(THREE READINGS) (PROPOSED NO. 9142)
Clause 2, Report No. 120, 1977
(Note: Ministry Approval NOT Required)

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Lane Designation Signs)

(THREE READINGS) (PROPOSED NO. 9143)
Clause 4, Report No. 120, 1977
(Note: Ministry Approval IS required).

(5) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation" (Revise Ice Rental Rate)

(THREE READINGS) (PROPOSED NO. 9144)
Clause 3, Report No. 122, 1977

(6) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $54,889.12 for Construction of North End Sewer Trunk Relief for Sale to Central Mortgage and Housing Corporation (C.M.H.C. Reference 08-030-967)

(THREE READINGS) (PROPOSED NO. 9145)
Clause 5, Report No. 124, 1977

BY-LAWS (Cont'd)

(7) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $20,762.08 for Extensions to Okill Pumping Station for Sale to Central Mortgage and Housing Corporation (C.M.H.C. Reference 08-141-147)

(THREE READINGS) (PROPOSED NO. 9146)
Clause 6, Report No. 124, 1977

(8) A By-Law to Authorize the Construction of an Asphalt Overlay on Sir John A. Macdonald Boulevard from Johnson Street to Norman Rogers Drive (General Rate)

(THIRD READING) (PROPOSED NO. 9106(B))
Clause 7, Report No. 100, 1977.

(9) A By-Law to Authorize the Construction of a 42 Inch Storm Sewer in Concession Street from Division Street to 72 Feet West of Alfred Street and a 15 Inch Storm Sewer in Alfred Street From Concession Street Northerly 48 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9111)
Clause 2(c), Report No. 104, 1977.

(10) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Queen Street from King to Bagot Streets (General Rate)

(THIRD READING) (PROPOSED NO. 9115(A))
Clause 12(A), Report No. 106, 1977.

(11) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from King to Bagot Streets and a Storm Outlet Sewer in Wellington Street from Queen to Barrack Streets (General Rate)

(THIRD READING) (PROPOSED NO. 9115(B))
Clause 12(A), Report No. 106, 1977.

(12) A By-Law to Authorize the Construction of a Sanitary Sewer in Wellington Street from 43 Feet North of Queen Street to 64 Feet North of Barrack Street (General Rate)

(THIRD READING) (PROPOSED NO. 9115(C))
Clause 12(A), Report No. 106, 1977.

(13) A By-Law to Authorize the Construction of Replacement of Structural Defects in Certain Sanitary Sewers and Storm Sewers and of the Reconstruction of the Storm Sewer in McMahon Avenue from Indian Road to Strathcona Crescent (General Rate)

(THIRD READING) (PROPOSED NO. 9116)
Clause 13, Report No. 106, 1977.

BY-LAWS (Cont'd)

(14) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Division Street from Elliot Avenue to 60 Feet North of Armadale Including Widening for a Turning Lane in Division Street on the West Side from 140 Feet South of Elliot Avenue to 280 Feet Southerly, and the Widening and Upgrading of Asphalt Pavement in Elliot Avenue from Division Street to 465 Feet Easterly Including Sidewalk Reconstruction of the North Side (General Rate)

(THIRD READING) (PROPOSED NO. 9117)
Clause 14, Report No. 106, 1977

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 113, 1977)

(THIRD READING) (PROPOSED NO. 9132)
Clause 1, Report No. 113, 1977.

(16) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 2, Report No. 113, 1977)

(THIRD READING) (PROPOSED NO. 9133)
Clause 2, Report No. 113, 1977

(17) A By-Law to Dedicate Certain Lands as a Portion of Elliot Avenue

(THIRD READING) (PROPOSED NO. 9134)
Clause 3, Report No. 113, 1977.

(18) A By-Law to Amend By-Law No. 8583, "A By-Law to Authorize the Carrying on of a Community Program of Recreation Within the Meaning of the Regulations Under the Ministry of Culture and Recreation Act, to Provide for the Operation, Maintenance and Management of Parks and to Provide for the Establishment, Operation and Maintenance of Community Centres Act and the Regulations Made Thereunder" (Include Additional Parks)

(THIRD READING) (PROPOSED NO. 9136)
Clause 1, Report No. 116, 1977.

MOTIONS

Local Govt.

CITY COUNCIL MEETING NO. 30

The Regular Meeting of City Council was held in the Council Chamber at City Hall on Monday, December 12, 1977, at 8:05 p.m. His Worship Mayor Keyes presided.

ROLL CALL

Mayor Keyes, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (15)

PRESENTATIONS

(1) AWARD FOR HONOURABLE ACHIEVEMENT PLAQUES WERE PRESENTED TO:

Mr. Rein J. Quatsch
Mr. Alfred Tugwood

(2) OLYMPIC GRAPHIC PLAQUES WERE PRESENTED TO:

Col. C.W. Jones, Director General Yachting,
Mr. Robert Partridge, Commodore, Kingston Yacht Club.

MINUTES

Moved by Ald. French,
Seconded by Ald. Gerretsen,

That the Minutes of City Council Meeting No. 29, be amended:

(a) by adding to the first paragraph of Clause 24, Report No. 119, following the words "Local 109", the words and figures "and 141", and

(b) by adding the following as Motion (1) on page 668:

"(1) Moved by Ald. Gerretsen,
Seconded by Ald. Gorham,

That the appreciation of Council be expressed to Douglas L. Hardtman, Q.C., Acting City Solicitor, for his legal services to the City since July 1964, and especially for continuing to act for the City until Mr. N. Jackson, the new City Solicitor, assumed his duties.

CARRIED "

– and –

That the Minutes of City Council Meeting No. 28, held November 14, 1977, and Meeting No. 29, held November 28, 1977, as amended, be adopted as printed.

CARRIED

COMMUNICATIONS

Filed

(645) From the City Solicitor, re: S.M. Polson Estate reporting on the passing of the accounts before His Honour Judge Campbell on November 24, 1977, and notifying that costs, in the amount of $600., for Solicitor's fees were awarded the City and will be paid to the City.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(646) From the Ministry of the Environment enclosing a copy of *The Environmental Assessment Act and Municipalities*, a response to the Report of The Municipal Working Group recommendations for the Designation and Exemption of Municipal Projects under the Environmental Assessment Act.

(647) From the Kingston Area Planning Board, a copy of their letter to Mr. John Livey, Ministry of Housing (Official Plans Branch) regarding Proposed Amendment No. 11 to the Official Plan for the Pittsburgh Planning Area, and stating the Planning Board reaffirmed its resolution of September 22, that the proposed Amendment No. 11, deleting an alternative crossing of the Cataraqui River, be accepted by the Board.

(648) A copy of an article entitled *The City of Kingston Archives* by Anne MacDermaid which will be published in the periodical "Urban History".

(649) From Canada Savings Bonds Payroll Savings Organization, expressing their thanks to the City for its co-operation during the 32nd Canada Savings Bonds campaign. The City's total of $95,700. aided materially in reaching a record figure of $5,897,500. for the area covering Cornwall to Kingston and the surrounding districts.

(650) Minutes of the Executive of the Cataraqui Region Conservation Authority for a meeting held on November 9, 1977.

(651) From Canadian National, Belleville Division, in connection with noise from diesel engines in the vicinity of their former station on Montreal Street, informing that during the winter months, to prevent units from freezing up, they are left idling and the only available trackage is in the vicinity of their old Kingston Station. The period of time required to idle units is from 15 October to 15 May and this period is adjusted depending on weather conditions. They add that this same condition prevails at most locations during winter months where diesel units are required to be parked.

(652) From the Children's Aid Society of the City of Kingston and County of Frontenac, their publication *NewsLetter* dated November, 1977.

(653) From the Ministry of Treasury Economics and Intergovernmental Affairs, their publication *Background* No. 77/46, and 77/47.

(Copies have been distributed to all members of Council.)

(654) Minutes of a meeting of the Board of the Kingston, Frontenac and Lennox and Addington Health Unit held on November 23, 1977.

(Copies have been distributed to members of Council by the Health Unit.)

(655) From the Ministry of Transportation and Communications re: 1977 Subsidy Allocation for Public Transportation, stating that a 1977 subsidy allocation of $7,039. for Capital Asset Assistance Program has been authorized for the City of Kingston, as follows:

> *"This allocation is based on your estimates of the amounts required for 1977. The actual subsidy amount payable will be based on the eligible capital expenditures as submitted in your 1977 Annual Return. The allocation is intended to cover the following item(s).*

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(655) (Cont'd)

1. *Garage Hoist -- Initial request #1*		*5,626.00*
	This request #2	*1,414.00*
	TOTAL	*$7,039.00*

NOTE: This brings your total 1977 allocation for Capital Asset Assistance Program to $243,900.00 "

(656) From the National Citizens' Coalition enclosing an advertisement that appeared in Toronto daily newspapers during the week of October 9, 1977, stating that The Town of Paris, Ontario is the first municipality to agree to run the Global Referendum on Disarmament. This referendum will take place on December 16, 17 or 18.

(Copies have been distributed to all members of Council.)

(657) From the Ministry of Treasury Economics and Intergovernmental Affairs, a copy of remarks made by The Honourable W. Darcy McKeough, Treasurer of Ontario and MPP for Chatham-Kent, to the Ontario Municipal Administrators' Association on December 1, 1977.

(Copies have been distributed to all members of Council)

(658) From the Association of Municipalities of Ontario, their publication *A M O News*, dated October, 1977.

(Copies have been distributed to all members of Council)

Referred to the Transportation Committee

(659) From the **Minister** of Transportation and Communications, Ontario, regarding the announcement of the Urban Transportation Assistance Program (UTAP), and setting out therein some significant aspects of the Program as follows:

"1. The Ontario allocation is limited to $82.5 million over five years, or, approximately $16,5 million per year.

2. Items that would be funded from the UTAP fund are:

a) All Grade Separation projects approved after September 1, 1977 formerly funded under Parts II and III of the Railway Relocation and Crossing Act (RRCA).

b) Railway Relocation Studies approved after September 1, 1977 funded formerly from Part I of the Railway Relocation and Crossing Act.

c) Urban Transportation Projects related to improving public transit services, increasing car occupancy and energy conserving projects, etc.

3. All projects approved as part of the RRCA prior to September 1, 1977 will proceed normally and funds will not be required from UTAP.

4. All projects involving at-grade crossings, including crossing protection will continue to be funded under Part III of the RRCA from the Railway Grade Crossing Fund.

COMMUNICATIONS (Cont'd)

Referred to the Transportation Committee (Cont'd)

(659) (Cont'd)

> 5. *Project priority is subject to approval of the Federal Government and the Province must submit a priority list of eligible projects to Transport Canada."*

and notifying that grade separation projects will consume virtually all of Ontario's allocation of funds.

Which Had Been Referred to the Transportation Committee

(660) From the Corporation of the Town of Strathroy, requesting that their following resolution be endorsed:

> *"That the Corporation of the Town of Strathroy hereby urge the Government of Ontario to adopt forthwith the following recommendation relating to the transportation of hazardous materials within the Province, which is contained in the final report of the Legislative Assembly's Select Committee on Highway Safety, dated September 1977:*
>
> *"Recommendation VIII 6:*
> *THAT: The Government of Ontario should press the Federal Government for early introduction of national regulations for the transportation and labelling of hazardous loads. If national regulations are not forthcoming within twelve (12) months, the Government of Ontario should unilaterally implement its own."*

Which Had Been Referred to Community Services Committee

(661) From the Town of Paris, requesting that Council endorse their following resolution:

> *"Whereas "Operation Dismantle" is endeavouring to hold a Global Referendum on Disarmament and World Order.*
>
> *And Whereas, the Council for the Corporation of the Town of Paris supports this Global Referendum.*
>
> *Be it Therefore Resolved, that the Municipality of the Town of Paris endorse and participate in the Global Referendum on Disarmament and World Order."*

Referred to Community Services Committee

(662) From Mrs. Irene Mooney, requesting that the City of Kingston implement a ward system for the election of school board trustees.

Which Had Been Referred to the Finance and Accounts Committee

(663) From Messrs. Trumpour and Kennedy, Barristers and Solicitors for the Navy League of Canada re: Kingston Marine Museum. The Kingston Marine Museum have requested that a corvette, used by the Royal Canadian Navy in the Second World War, be located in the Kingston drydock and operated by the Marine Museum, ownership to remain with the National War Museum.

(Note: Copy of letter distributed to each member of Council with the Finance Agenda)

COMMUNICATIONS (Cont'd)

Which Had been Referred to the Finance and Accounts Committee (Cont'd)

(664) From the City of Woodstock requesting endorsation of their following resolution:

> *"That Whereas many worthwhile charitable and recreational organization programs are supported wholly or in part by donations from the public.*
>
> *And Whereas in many instances these programs are not registered under the provisions of Revenue Canada to allow the donations to be tax exempt.*
>
> *And Whereas these programs are of great benefit to and relieve the municipalities of the responsibility for providing similar programs at a cost to the general tax payer.*
>
> *Therefore be it resolved that the Minister of Revenue, The Right Honourable Mr. Jean Chretien be petitioned to enact the necessary legislation to allow municipalities to act as the agent for the receipt of donations for charitable or recreational programs to allow these donations to become tax exempt under the provisions of Subsection (IV) of Section 110 (1) (a) of The Income Tax Act."*

Referred to Community Services Committee

(665) From the Town of Collingwood, requesting that their following resolution be endorsed:

> *"That The Corporation of the Town of Collingwood hereby urge the Federal Government to adopt forthwith the following recommendations relating to:*
>
> 1. *Reinstate the death penalty for capital murder.*
> 2. *Establish effective control on the purchase and possession of firearms.*
> 3. *Abolish the granting of passes from prison for convicted criminals."*

Which Had Been Referred to the City of Kingston Planning Board

(666) Application for Official Plan Amendment from Lord & Conacher, agents for E. Mae Tracey and Eric Bradley, Executors of the Estate of Roy C. Bradley, Owner, for Pt. Lot 6, Plan C17 & Pt. farm Lot 21, Conc. 1, City, located at 480 & 490 MacDonnell Street, to be rezoned from "A" single family residential to C - Commercial in order to permit construction of commercial office building.

Filed

(667) From the Cataraqui Region Conservation Authority informing that they wish to dispose of a 3M brand "107" Copier for the amount of $25 or best offer.

COMMUNICATIONS (Cont'd)

Filed (Cont'd)

(668) From the Ontario Municipal Board enclosing Board's Order made April 28, 1976 in the Matter of Section B5(22) of The Planning Act and in the Matter of an appeal by Caven Development Company Limited for an order directing an amendment to By-Law 3078 of the City of Kingston to change from M1 and M2 (Industrial) to C3 (modified) to permit the development of a regional shopping centre on lands comprising parts of Lots 21 and 22, Concession II and situate to the north of Concession Street and east of the Traffic Circle. The Board orders that this appeal be dismissed.

Referred to Community Services Committee

(669) From the City of Welland, requesting that their following resolution be endorsed.

> *"That Whereas it is a proven fact that smoke and fire detection alarm systems in residential units have, in many documented cases, resulted in limiting fire damage, and, more importantly, in saving lives;*
>
> *And Whereas the resulting reduction in fire loss has been of direct financial benefit to the insurance companies providing coverage;*
>
> *Now Therefore be it resolved that the Corporation of the City of Welland hereby strongly urges the Ontario Insurance Agents Association and The Insurance Advisory Organization of Canada to sponsor an active, ongoing Publicity campaign to promote the use of Fire Alarm or Smoke Detecting Systems in dwelling units;*
>
> *And Further asks the Insurance Companies represented by the aforementioned groups to grant appropriate insurance premium reductions for residential premises where approved Fire Alarm Systems or Smoke Detecting Apparatus are installed;"*

Referred to the Police Commission and the Public Utilities Commission

(670) From the Ministry of Transportation and Communications, enclosing a copy of a report entitled *"Shared-Ride Taxi Opportunities Study"* requesting that this report be brought to the attention of City Council as it appears that changes in local municipal by-laws enabling the taxi industry to carry more than one unaffiliated passenger at one time (shared-ride) could result in lower fares for the user while maintaining economic viability for the taxi industry.

Referred to the Community Services Committee

(671) From the Hon. W. Darcy McKeough, Treasurer of Ontario, enclosing copy of Bill 98, *"The Municipal Elections Act, 1977"*, which, among other things:

a) changes the election date to the second Monday in November of an election year (November 13, 1978);

b) provides that the two year term of office for members of Council, School Trustees and Public Utilities Commissioners commences on December 1st in an election year (December 1, 1978);

c) permits all electors to vote on money by-laws and corporations will no longer be able to appoint a nominee to vote for them on money by-laws;

COMMUNICATIONS (Cont'd)

Referred to the Community Services Committee (Cont'd)

(671) (cont'd)

d) provides that Nomination Day is the Monday, three weeks before polling day from 9 a.m. to 5 p.m., (October 23, 1978) but nominations may be filed in the Clerk's office during the previous week;

e) provides that the occupation of a candidate will not be shown on nomination papers nor on the Ballot;

f) no longer requires the use of poll books. Duplicate polling lists will be used instead with names to be crossed off as they apply to vote.

g) requires only ONE advance poll on the Saturday, 9 days before polling day; (November 4, 1978); and

h) provides that the polls will be open on Polling Day (November 13, 1978) from 11 a.m. to 8 p.m.

i) provides that the Voters List will NOT be posted in each polling sub-division. Instead two complete voters lists will be made available in public places in the City.

(Note: Copy of Bill 98 was distributed to each member of Council on December 2, 1977. IT HAS NOT YET RECEIVED THIRD READING)

Referred to the Public Works Committee

(672) From Mrs. Helen Campbell, 104 Pine Street, requesting that the huge pile of snow on the sidewalk in front of her house be removed in order that she can get out of her house.

Referred to the Kingston Tourist and Visitors Bureau

(673) From Mr. Tony Reyntjes, exchange teacher from Clayton, Victoria, Australia, commenting on the many fine attractions offered in Kingston for visitors and suggesting consideration be given to permitting some organization to sell one pass allowing entry to all tourist attractions in Kingston by people who live in the City.

PETITIONS

REPORTS

Ald. Gerretsen presented Report No. 120 of the Transportation Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Clements,

That Report No. 120 of the Transportation Committee be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 120

To The Mayor and Aldermen November 30th, 1977

The Transportation Committee reports and recommends as follows:

1. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that Parking Stamps be offered for sale to Downtown merchants at a cost of 10¢ per Parking Stamp, to provide for one free hour's parking on any Attendant-Operated Parking Lot in the City of Kingston, subject to the following regulations:

   i) Parking Stamps are to be used solely by Downtown Merchants' customers;
   ii) Parking Stamps can only be applied to the initial two hours of parking;
   iii) Parking Stamps are only applicable to Attendant-Operated Parking Lots, namely, the Hanson Memorial Garage, the Robert Bruce Parking Lot and the Chown Memorial Parking Lot;

   and, further,

   that, notwithstanding the provisions of By-Law 4489, the Volunteer Association of Hotel Dieu Hospital be permitted to purchase Parking Stamps at a rate of 10¢ per Parking Stamp, for the sole use of volunteer workers, at the Chown Memorial Parking Lot only, and with a maximum of two stamps per vehicle per day.

(See By-Law 2: No. 9141) *CARRIED, AS AMENDED*
(See Following Motion of Amendment

The following motion was divided at the request of Ald. Gerretsen and subsections a) and b) were considered separately.

Moved by Ald. Miller,
Seconded by Ald. Timmins,

That Clause 1, Report No. 120, be amended by deleting all of the following subsections from the clause:

a) Subsection ii)

LOST 4:11

b) Subsection iv) which reads:

"iv) A maximum of two (2) Parking Stamps per vehicle per day only to be used by customers."

CARRIED 8:7

REPORTS (Cont'd)

Report No. 120 - The Transportation Committee (Cont'd)

2. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that parking be prohibited on the east side of Cowdy Street, from Stephen Street to Russell Street.

NOTE: At the present time, parking is permitted

(See By-Law 3: No. 9142) *CARRIED*

3. That a by-law be presented to Council to amend By-Law 4489 (Parking Lots), to provide that the new parking lot on the north-east corner of Queen Street and Wellington Street be named the "Drury Parking Lot";

and, further,

that the parking lot on the north-east corner of Princess Street and Tower Street be named the "Gorsline Parking Lot".

(See By-Law 2: No. 9141) *CARRIED*

4. That a by-law be presented to Council to amend By-Law 24 (Traffic), to provide that Lane Designation Signs be placed at the following locations:

HIGHWAY	BETWEEN	LANE	DIRECTION	TIME/ DAY
Counter St.	Division to 200 ft. east	1st lane south of median	East to North	Any Time
Counter St.	Division to 200 ft. east	2nd lane south of median	East and East to North	Any Time
Princess St.	Concession to 200 ft. east	1st lane north of median	North-West to West	Any Time
Princess St.	Concession to 200 ft. east	2nd lane north of median	North-West to West and North-West	Any Time

(See By-Law 4: No. 9143) *CARRIED*

Ald. Clements Withdrew at 9 p.m.

REPORTS (Cont'd)

Report No. 120 - The Transportation Committee (Cont'd)

5. That the following resolution received from the Township of Sandwich West not be endorsed:

> *"THAT WHEREAS the illegal passing of school buses is governed by the Highway Traffic Act of Ontario;*
>
> *AND WHEREAS school bus drivers must report the licence plate number and be able to identify the driver of the vehicle passing a school bus illegally in order to get a conviction;*
>
> *AND WHEREAS it is nearly impossible for a school bus driver to identify a driver of an illegally passing vehicle;*
>
> *BE IT THEREFORE RESOLVED that an addendum be considered to the present Highway Traffic Act to allow that where the identity of the driver of an illegally passing vehicle is not possible, the vehicle owner be fined upon proper identification of the vehicle by the school bus driver (in a similar manner to that of a parking violation)."*

CARRIED 11:3
(Ald. Miller, Ald. Timmins, Ald. Webb Opposed)

Respectfully Submitted,

(Signed) J.P. Gerretsen (Chairman)
John Clements
T.D. French
Y. Tarnowecky
G. Webb

* * *

Ald. Mackenzie presented Report No. 121 of the City of Kingston Planning Board as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Report No. 121 of the City of Kingston Planning Board be received and adopted clause by clause.

REPORTS (Cont'd)

REPORT NO. 121

December 6, 1977.

To the Mayor and Aldermen:

The City of Kingston Planning Board reports and recommends as follows:

1. WHEREAS application has been filed by MacLachlan Lumber Company (Kingston) Limited to amend the zoning for a 0.67 acre parcel of land located on the south side of Princess Street, east of Portsmouth Avenue; and

WHEREAS the application requests that the subject property be amended from Residential (By-Law No. 541) to C2 Commercial (By-Law No. 8499); and

WHEREAS the proposed zone change is in conformity with the Official Plan which designates the property as part of Specific Area No. 3 in which Commercial is to be the primary land use;

BE IT RESOLVED that:

A. Schedule B to By-Law No. 8499 (Lands Which Are Exempt from Restricted Area By-Law No. 8499) be amended by deleting the 0.67 acre parcel of land located on the south side of Princess Street east of Portsmouth Avenue from the area subject to Restricted Area By-Law No. 541 and by replacing the existing Schedule B with the revised Schedule B attached hereto; and

B. Zoning By-Law No. 8499 be amended by amending Zoning Map No. 12 so as to zone the approximately 0.67 acre parcel of land located on the south side of Princess Street, east of Portsmouth Avenue and shown on a copy of Zoning Map No. 12 which is attached hereto as Schedule A, C2 Commercial (By-Law No. 8499).

C. Approval of this By-Law shall be conditional upon the applicant entering into the City's standard Site Plan Agreement with respect to all the lands owned by the applicant and exempting from the provisions of said site plan the following uses:

(i) one and two family dwellings and accessory buildings and structures thereto in any Residential zone;

(ii) alterations or additions in respect of buildings or structures where the alteration or addition contains less than 5,000 square feet of floor space;

(iii) new buildings occupying less than 5,000 square feet.

(See By-Law 1: No. 9140) *CARRIED*

REPORTS (Cont'd)

Report No. 121 - City of Kingston Planning Board (Cont'd)

2. That Council does hereby certify that By-Law No. 9140 "A By-Law to Amend By-Law No. 8499, 'Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston' (Zone 0.67 Acre Parcel of Land Located On the South Side of Princess Street East of Portsmouth Avenue as C2 Commercial)" is in conformity with the Official Plan of The Corporation of the City of Kingston when the foregoing concurrent amendments proposed in Clause 1A, and B have been approved.

CARRIED

3. WHEREAS Council approved Development Control for two, thirty-five (35) unit, two and one-half (2½) storey, apartment buildings to be built by Bob Martin Construction Limited at the northwest corner of Montreal and Briceland Streets, on September 25, 1977; and

WHEREAS one of the conditions of such approval was that a landscaping plan, including the 20 foot strip of City-owned land on the north side of Briceland Street, be approved by the City; and

WHEREAS a landscaping plan has been submitted and found to be satisfactory by the Parks and Recreation Department in all respects except the matter of landscaping of the 20 foot City-owned strip;

BE IT RESOLVED THAT Landscape Plan LS1 (Scale: 1" = 30'), dated June, 1977, be approved subject to the condition that the landscape plan be revised to include sodding of the 20 foot City-owned strip, on the north side of Briceland Street, adjacent to the owner's property.

CARRIED

4. WHEREAS Council approved Development Control for a nine-storey building in the Health Sciences Centre, Kingston General Hospital, on the westerly portion of the block bounded by King, George and Stuart Streets and Lower University Avenue, on November 14, 1977; and

WHEREAS a condition of such approval was that construction begin within six months from the date of the signing of a Development Control Agreement; and

WHEREAS it will not be possible for construction to be commenced within six months of the Agreement being signed;

BE IT RESOLVED that the Development Control agreement between the City of Kingston and Kingston General Hospital be amended to allow construction to begin within eighteen months from December 12th 1977.

CARRIED

Ald. Clements returned to the meeting at 9:04 p.m.

REPORTS (Cont'd)

Report No. 121 - City of Kingston Planning Board (Cont'd)

5. WHEREAS Development Control under Section 35(a) of The Planning Act was instituted in the City of Kingston in October, 1975 and a procedure for the processing of applications was approved; and

WHEREAS it is desirable that the time taken to process applications for Development Control approval be reduced; and

WHEREAS a Sub-committee of Planning Board was constituted to investigate ways and means of reducing the time now taken for approval and has now presented its findings to Planning Board;

BE IT RESOLVED that

1. The approval of Development Control applications be placed under a Development Control Committee consisting of the Chairman of Planning Board or his/her delegate; two members of Planning Board, and the Director of Planning or his delegate.
2. At the request of any member of Council or Planning Board, or an applicant, any application shall be referred to Planning Board for a recommendation to Council.
3. That any applicant be permitted to appeal to Council the refusal of an application by the Development Control Committee or the imposition of a condition regarded as unacceptable.
4. That the Development Contral Committee upon the advice of the Director of Planning and the Chief Building Inspector be authorized to approve minor changes to building plans which deviate from the approved Development Control plan, provided that if the applicant is dissatisfied with the decision he may request it be referred to Planning Board for a recommendation to Council.
5. That the referral time of an application to the Technical Planning Committee be a maximum of two weeks with an extension of time if requested by a member of the Committee.
6. Upon receipt of an application (or earlier if it can be ascertained that an application is forthcoming) the applicant be given a "Development Control Guide" which will clearly outline the procedures and considerations affecting the applications.

CARRIED

6. WHEREAS the Local Architecture Conservation Advisory Committee has recommended the designation of the property bearing the civic address 61 Baiden Street, as being of historic significance; and

WHEREAS under The Ontario Heritage Act such designation would prevent the owner of the property from making any structural alterations or alterations in the exterior appearance of the building; and

REPORTS (Cont'd)

Report No. 121 - City of Kingston Planning Board (Cont'd)

6. (Cont'd)

WHEREAS it has come to the attention of Planning Board that such designation and its attendant restrictions would cause unnecessary hardship to the owners of the property;

BE IT RESOLVED that no further action be taken on the designation of No. 61 Baiden Street as a building of historic significance.

CARRIED, AS AMENDED 13:2
(Ald. Mackenzie, Ald. Miller Opposed)
(See Following Motion of Amendment)

Moved by Ald. Timmins,
Seconded by Ald. Webb,

That Clause 6, Report No. 121, be amended by deleting from the last paragraph, following the word "taken", the words "at this time".

CARRIED 9:6
(See Recorded Vote)

Ald. Timmins requested a recorded vote on the motion of Ald. Timmins and Ald. Webb, which was as follows:

YEAS: Ald. Allmark, Ald. Breen, Ald. French, Ald. Gerretsen, Ald. Gorham, Ald. McArthur, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (9)

NAYS: Mayor Keyes, Ald. Clements, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. Miller (6)

7. WHEREAS on 22 March, 1976, the City of Kingston entered into a Subdivision Agreement with Homestead Land Holdings Limited, with respect to the Subdivision known as Newcourt Fields, which Agreement was subsequently amended on 12 April, 1976 and 14 June, 1976; and

WHEREAS it was a condition of such Agreement that a sidewalk be constructed across Block B on the south side of Newcourt Place; and

WHEREAS the subdivider, Homestead Land Holdings Limited, has requested that construction of such sidewalk be deferred until the construction of housing commences and proposes that it pay the City the cost of sidewalk construction and that the City construct the sidewalk when the houses are completed or nearly completed; and

WHEREAS the Public Works Committee has recommended that the offer of Homestead Land Holdings Limited be accepted and the Newcourt Fields Subdivision Agreement amended accordingly with the understanding that the deposit will be made prior to the acceptance of the above ground services;

BE IT RESOLVED that the proposal by Homestead Land Holdings Limited be accepted and the Subdivision Agreement amended accordingly.

CARRIED

REPORTS (Cont'd)

Report No. 121 - City of Kingston Planning Board (Cont'd)

Ald. Tarnowecky Withdrew from the meeting.

8. That the following budget for the 1977 Neighbourhood Improvement Program allocation of $700,000 plus $111,300 from the sale of vacant lots and 90 Bay Street be approved:

Revenue		
1977 Allocation		$700,000
(Federal	$350,000	
Provincial	175,000	
Municipal	175,000)	
Sale of vacant lots		95,000
Sale of 90 Bay Street		16,300
		$811,300

Expenditure	
Artillery Park Pool Cover	447,700
Acquisition of Housing	25,363
Acquisition - Non-Conform. Uses	232, 237
Traffic Study implementation - Phase II	50,000
Administration (8%)	56,000
	$811,300

CARRIED

Ald. Tarnowecky Returned to the Meeting.

9. WHEREAS the Residential Rehabilitation Assistance Programme has been outstandingly successful in the City of Kingston; and

WHEREAS Central Mortgage and Housing Corporation have announced that as of January 1, 1978, C.M.H.C. property standards will apply to all applications instead of municipal property standards; and

WHEREAS a comparison of C.M.H.C. standards and City of Kingston standards indicates that the C.M.H.C. change of policy will result in more stringent restrictions on the kind and quality of home repairs and a consequent downgrading of the programme which will affect public confidence in the programme and will weaken one of the main thrusts of the Neighbourhood Improvement Programme, i.e. to upgrade the physical condition of dwellings in the N.I.P. area;

BE IT RESOLVED that C.M.H.C. be informed that the City of Kingston objects to the changes in the R.R.A.P. standards and strongly desires that the City of Kingston Property Standards By-Law continue to prevail where such standards are higher than C.M.H.C. standards.

CARRIED

REPORTS (Cont'd)

Report No. 121 - City of Kingston Planning Board (Cont'd)

Ald. Timmins Withdrew from the Meeting.

10. That Council does hereby certify that By-Law No. 9087A "A By-Law to Rezone the 5 Acre, More or Less, Parcel of Land Located on the North Side of Bath Road West of the Extension of Queen Mary Road to C2 Commercial" is in conformity with the Official Plan of The Corporation of the City of Kingston.

(By-Law No. 9087A given Third Reading by Council at its Meeting of October 24, 1977.)

CARRIED

Respectfully Submitted,

(Signed) *Judith Mackenzie* (Chairman)
Ken Keyes
K.W. Matthews
John Clements
Grant Timmins

* * *

Ald. Timmins returned to the Meeting.

Ald. Matthews presented Report No. 122 of the Parks and Recreation Committee as follows:

Moved by Ald. Matthews,
Seconded by Ald. Gorham,

That Report No. 122 of the Parks and Recreation Committee be received and adopted clause by clause.

Report No. 122

December 1, 1977

To the Mayor and Aldermen

The Parks and Recreation Committee recommends as follows -

1. That an Agreement be entered into with the Owners of Lot 424, Original Survey, City of Kingston, Street No. 149 Ordnance St., John R. and Bernadette T Taylor, to permit their house to encroach upon the easterly 2.50 feet in perpendicular width of McBurnie Park, parallel to the easterly limit of the said park, for a period of ten years with a ten year renewal option for the sum of $1.00 per year.

Note The form of Agreement and Surveyor's Certificate are attached as Schedule A and B.

CARRIED

REPORTS (Cont'd)

Report No. 122 - Parks & Recreation Committee (Cont'd)

2. That the tender of Ball Brothers Ltd., in the amount of $407,000.00, to construct the Artillery Park pool enclosure in accordance with plans and specifications prepared by Smith, Mill and Ross, Architects, be accepted being the lowest tender received, subject to the provision of funds by City Council.

CARRIED 14:1
(Ald. Hawkins Opposed)

3. That Schedule C of By-law No. 19 - A By-law to Provide for the Regulation Use of Parks and Recreational Facilities of the Corporation - be amended to extend the 6 am to 8 am $12.00 per hour ice rental rate to 3.30 pm in order to generate more ice rental revenue.

CARRIED 13:2
(See By-Law 5: No. 9144) *(Ald. Hawkins & Ald. Mackenzie Opposed)*

4. That notwithstanding the provision of By-law No.21 - A By-law Fixing the Rental to be Charged for Memorial Hall, Council Chamber and Committee Rooms - the use of Memorial Hall at no charge by the Cataraqui, Frontenac and St. Lawrence Ward Ratepayers' Association on the evening of Wednesday, December 7, 1977 to hold a meeting to explain to the public the Canadian Home Insulation Program, be confirmed.

CARRIED

Ald. Allmark declared a conflict of interest in Clause 5, since he acts as Insurance Agent for the Racing Pigeon Club.

5. That Agreements be entered into with the following organizations to lease them the accommodation they already occupy at the J.K.Tett Creativity Centre -

Organization	Rent per Year
a) Thousand Islands General Radio Service Club	$1100.00
b) Girl Guides of Canada	367.20
c) Kingston Racing Pigeon Club	144.00
d) Kingston Oldtimer Amateur Radio Assoc	215.25
e) Limestone City Obedience & Kennel Club	1599.00
f) Kingston Lapidary & Mineral Club	360.00
g) Kingston Handloom Weavers Club	730.13

REFERRED BACK TO COMMITTEE
(See Following Motions)

Moved by Ald. Mackenzie,
Seconded by Ald. Breen,

That Clause 5, Report No. 122, be amended to provide that the leases be limited to a 2 year period of time.

WITHDRAWN

REPORTS (Cont'd)

Report No. 122 - Parks & Recreation Committee -(Cont'd)

5. (Cont'd)

Moved by Ald. Timmins,
Seconded by Ald. Gerretsen,

That Clause 5, Report No. 122, be referred back to the Parks and Recreation Committee.

CARRIED

Respectfully Submitted,

(Signed) *K.W. Matthews* (Chairman)
M.B. Gorham
G. Allmark
T.D. French
Grant Timmins

* * *

Schedule A to Report No.122

APPLICATION FOR A LICENCE TO ENCROACHMENT

Licence No. __________

Date __________

JOHN R. TAYLOR and BERNADETTE T. TAYLOR, Owner for the property described as Lot No. Part Lot 424, original survey, City of Kingston, Street No. 149 Ordnance on the North side of Ordnance Street, hereby apply for a Licence to occupy the following portion of McBurnie (Skeleton)Park: TO OCCUPY OR ENCROACH UPON THE EASTERLY 2.50 FEET IN PERPENDICULAR WIDTH OF THE SAID McBURNIE (SKELETON) PARK, PARALLEL TO THE EASTERLY LIMIT OF THE SAID PARK TO THE EXTENT REVEALED BY SURVEYOR'S CERTIFICATE ATTACHED AND AGREE TO COMPLY WITH THE CONDITIONS OF BY-LAW NO. _______.

I HEREBY COVENANT AND AGREE for myself, my heirs, executors and assigns, to indemnify and keep indemnified the Licensor against all actions, suits, claims and demands which may be brought or made against the Licensor, and against all loss, costs, damages, charges or expenses whatever which may be sustained, incurred or paid by the Licensor in consequence of the above-mentioned encroachment, and the Licensees hereby grant to the Licensor full power and authority to settle any such action, suit, claim and demand on such terms as the Licensor may deem advisable and hereby covenant and agree with the Licensor to pay to the Licensor on demand all monies paid by it in pursuance of any such settlement and also such sum as shall represent the reasonable costs of the Licensor or its Solicitor in defending or settling any such action, suit, claim or demand, and this agreement shall not be alleged as a defence by the Licensees in any action by any person for actual damage suffered by reason of the permission hereby granted to maintain the above-mentioned encroachment.

JACOB, MACPHERSON, STEWART AND HOGAN
Solicitors for John R. Taylor and
Bernadette T. Taylor

Herbert S W Stewart
Applicant

APPROVED AS TO __________
Commissioner, Parks & Recreation Department

APPROVED AS TO __________
Chairman, Parks & Recreation Committee

AMOUNT RECEIVED FOR PERMIT $10.00
City Treasurer

AMOUNT RENEWED TO P.M. December ,1987
Building Inspector

Schedule B to Report No. 122

I, Peter S. Hopkins, a duly licensed Ontario Land Surveyor, hereby certify that I have examined the hereinafter described parcel of land, that is to say:

ALL AND SINGULAR that certain parcel or tract of land and premises situate lying and being in the City of Kingston, in the County of Frontenac, and Province of Ontario, and being composed of the westerly one-half of Lot Number Four Hundred and Twenty-Four (424) of the Original Survey, in the north side of Ordnance Street, in the said City containing one tenth of an acre and having thirty-three feet frontage on said Street.

And I further certify as follows:

(1) The one and a half storey frame house encroaches by approximately 0.1 foot onto the street line, and

(2) The house encroaches by approximately 2.5 feet onto the land to the west, and

(3) There are no encroachments on the property from structures on adjoining lands, and

(4) The house lies within a fenced boundary which appears to have been in place long enough to establish some possessory rights.

Peter S. Hopkins.

Peter S. Hopkins
Ontario Land Surveyor

Dated at Bath, Ont.,
19th day of August, 1977.

REPORTS (Cont'd)

Ald. Hawkins presented Report No. 123 of the Public Works Committee as follows:

Moved by Ald. Hawkins,
Seconded by Ald. McArthur,

That Report No. 123 of the Public Works Committee be received and adopted clause by clause.

Report No. 123

December 5, 1977

To the Mayor and Aldermen

The Public Works Committee recommends as follows -

1. That the Kingscourt Sewers, Phase II, constructed under Contract 77/3W with D.A.Foley Ltd., be accepted subject to the provision of a guaranteed maintenance bond, payment of outstanding accounts and retention of $1500.00 to cover deficiencies.

CARRIED

2. That Crossing Agreements be entered into with the Canadian National Railways for the installation of one culvert under their tracks at mileage 171.62, Kingston Subdivision, and two culverts under their tracks at mileage 171.78, Kingston Subdivision.

Note The culverts will be installed by the Developer of Terraceview Subdivision as a requirement of the Subdivision Agreement.

CARRIED

3. That Dacon Corporation be paid the sum of $9442.37 which represents a part payment for cost of constructing a 32 ft. wide asphalt pavement on Elliot Ave., Wycliffe Subdivision, as requested by the City rather than a 28 ft wide asphalt pavement as required by the Subdivision Agreement, and that the expenditure be charged to Public Works Budget Account 313-74 City's Share of Subdivision Services.

Note There will be a further payment early in 1978 after the Engineering Department has had opportunity to investigate the work done as outlined in their invoice.

CARRIED

4. That Dacon Corporation be paid the sum of $3600.00 which represents a part payment for cost of constructing a 32 ft. wide asphalt pavement on Country Club Drive, Country Club Estates Subdivision as requested by the City rather than a 28 ft wide asphalt pavement

REPORTS (Cont'd)

Report No. 123 - Public Works Committee (Cont'd)

4. (Cont'd)

as required by the Subdivision Agreement, and that the expenditure be charged to the Public Works Budget Account 313-74 - City's Share of Subdivision Services.

Note There will be a further payment early in 1978 after the Engineering Department has had opportunity to investigate the work done as outlined in their invoice.

CARRIED

Respectfully submitted,

(Signed) J. Hawkins (Chairman)
Neil McArthur
G. Allmark
B.E. Breen
M.B. Gorham

* * *

Ald. Gerretsen presented Report No. 124 of the Finance and Accounts Committee as follows:

Moved by Ald. Gerretsen,
Seconded by Ald. Miller,

That Report No. 124 of The Finance and Accounts Committee be received and adopted clause by clause.

REPORT NO. 124

December 7, 1977

To the Mayor and Members of Council:

The Committee on Finance and Accounts reports and recommends as follows:

1. That, as recommended by the Kingston, Frontenac and Lennox and Addington Health Unit, the sum of $49,742. be provided in the 1978 Budget as the City of Kingston share of the cost of constructing an addition to the Health Unit building at 221 Portsmouth Avenue, Kingston, on the understanding that the total estimated cost of the project is $350,000. for which funds will be provided as follows:

Province of Ontario	$233,334.
County of Frontenac	41,014.
County of Lennox and Addington	25,910.
City of Kingston	49,742.
TOTAL:	$350,000.

CARRIED

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

2. That:

(A) the 1978 Inaugural Meeting of Council be held on Friday, January 6, 1978, at 5:15 p.m. in the Council Chamber.

(B) during the month of January, 1978, the regular meeting of City Council be rescheduled to be held on:

Monday, January 16, 1978, at 8 p.m., and
(Instead of January 9)

Monday, January 30, 1978, at 8 p.m.
(Instead of January 22)

- and -

all Committee meetings be rescheduled to accommodate this revision.

CARRIED

3. That NO ACTION be taken on the following resolution of the City of Pembroke:

"Be it resolved that the Council of the City of Pembroke considers the Royal Canadian Mounted Police to be the finest police force in the world."

CARRIED

4. That, pursuant to Section 62(c) of By-Law No. 1 and as recommended by the Kingston Public Library Board, the payment of Certificate No. 13 from M. Sullivan & Son Ltd., for $106,568.08 for construction of new public library and invoice No. 29 from Lily Inglis and Wilfred Sorensen, Associated Architects for Kingston Public Library in the amount of $2,040.63 be authorized.

CARRIED

5. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $54,889.12 for construction of North End Sewer Trunk Relief for sale to Central Mortgage and Housing Corporation.

Loan Amount		$73,185.50
Less Forgiveness	(-)	18,296.38
Balance (to be debentured)		$54,889.12

Work authorized by By-Law No. 8490 as amended by By-Law 8568.

Interest Rate - 10.5%
Term - 15 years.

(See By-Law 6: No. 9145) *CARRIED*

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

6. That a By-Law be presented to Council to authorize the issue of a debenture in the principal amount of $20,762.08 for extensions to Okill Pumping Station for sale to Central Mortgage and Housing Corporation.

Loan Amount		$27,682.77
Less Forgiveness	(-)	6,920.69
Balance (to be debentured)		$20,762.08

Work authorized by By-Law No. 8207.

Interest Rate - 10%
Term - 15 years.

(See By-Law 7: No. 9146) *CARRIED*

7. That the Minister of Education be notified The Corporation of the City of Kingston endorses the position of the Metropolitan Toronto School Board requesting that a more adequate amount of money be transferred to public education in 1978 in order that an unjustifiable burden will not be placed on local taxpayers.

(Note: Copy of October 28th letter from the Metropolitan Toronto School Board distributed to each member of Council with the Agenda.)

CARRIED

8. That the account of Webster Real Estate & Insurance Limited for professional services of Mr. W.E. Webster, M.A.I., A.A.C.I., in the amount of $870.28, (Fee: $700; Disbursements $170.28) re: relocation of Sentinal Cleaners from 220 Princess Street, be authorized for payment.

CARRIED 14:1
(Ald. Hawkins Opposed)

9. That, as recommended by the Community Services Committee, the following budget appropriation amendment be approved:

	Increase	Decrease
SOCIAL SERVICES DEPARTMENT		
ASSISTANCE TO CHILDREN		
- Juvenile Delinquents Act	-	$3,500.
SPECIAL ASSISTANCE		
- Travel & Transportation	$ 300.	-
- Funerals	3,000.	-
- Moving	200.	-
WELFARE ASSISTANCE		
GENERAL		
- Assistance - Shareable	-	3,600.
MUNICIPAL NURSERIES		
OAKWOOD DAY CARE CENTRE		
- Property - Repairs & Maintenance	200.	-
- Property - Other (Inc. Ins.)	200.	-

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

9. (Cont'd)

DEPOT SCHOOL DAY CARE CENTRE	INCREASE	DECREASE
- Caretaking Salaries	1,500.	-
- Other Salaries	500.	-
- Property - Repairs & Maintenance	1,200.	-

CARRIED

10. WHEREAS *The Council for Canadian Unity* has requested the participation of the Citizens of Kingston in the accomplishment of initiatives which broaden active participation in unity-creating programmes during CANADA WEEK, June 25 to July 1, 1978:

AND WHEREAS the Kingston & District Folk Arts Council has in the past played an outstanding role in many community projects;

THAT the *KINGSTON & DISTRICT FOLK ARTS COUNCIL* is hereby named as the organization responsible for the development of plans for CANADA WEEK 1978 in the City of Kingston.

CARRIED

11. That NO ACTION be taken to endorse the following resolution of the City of Woodstock since the aims and actions of many of the organizations, which would not be controlled by municipalities, could be contrary or detrimental to municipal policies:

> *"That whereas many worthwhile charitable and recreational organization programs are supported wholly or in part by donations from the public.*
>
> *And whereas in many instances these programs are not registered under the provisions of Revenue Canada to allow the donations to be tax exempt.*
>
> *And whereas these programs are of great benefit to and relieve the municipalities of the responsibility for providing similar programs at a cost to the general taxpayer.*
>
> *Therefore be it resolved that the Minister of Revenue, The Right Honourable Mr. Jean Chretien be petitioned to enact the necessary legislation to allow municipalities to act as the agent for the receipt of donations for charitable or recreational programs to allow these donations to become tax exempt under the provisions of Subsection (IV) of Section 110 (1) (a) of The Income Tax Act."*

CARRIED

12. WHEREAS the Public Utilities Commission has requested the City to provide for the purchase of three 53 seater urban type transit coaches, now, for delivery in 1978, at an estimated cost of $231,000;

AND WHEREAS the Ministry of Transportation and Communications has notified that the proposed purchase of the new buses has been approved in principle for the year 1978;

AND WHEREAS the Council of The Corporation of the City of Kinston deems it more expedient that only 2 new buses be purchased;

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

12. (Cont'd)

THAT permission is hereby given to the Public Utilities Commission of the City of Kingston to purchase two 53 seater urban type transit coaches at an estimated total cost of $154,000. for delivery in 1978; City Share (25%) $38,500; Province Share (75%) $115,500.

AND FURTHER THAT provision for this expenditure be made in the 1978 Budget.

CARRIED 14:1
(Ald. Webb Opposed)

13. That, as recommended by the Transportation Committee, the amount of $28,500. included in the 1977 Transportation Budget for "Alterations to Traffic Signals", be placed in a Reserve Fund for the installation of a three-phase actuated signal system at the intersection of Bath Road and Portsmouth Avenue in 1978.

CARRIED

14. That, as recommended by the Community Services Committee, the following budget appropriation amendments be approved:

	Increase	Decrease
RIDEAUCREST		
ACTIVITIES AND COMFORTS		
- Salaries	$3,000.	-
- Recreation & Entertainment	3,000.	-
DIETARY SERVICE		
- Salaries - Preparation	-	$3,000.
- Raw Food Costs	-	9,000.
RESIDENTS' MEDICAL NURSING SERVICE		
- Salaries	$23,000.	-
BUILDING & PROPERTY - OPERATION & MAINTENANCE		
- Salaries	-	2,000.
- Equipment - Operation & Maintenance	-	6,500.
- Repairs & Mntce. Bldgs. & Grounds	6,000.	-
GENERAL ADMINISTRATION		
- Salaries	-	4,000.
- Equipment - Replacements	2,500.	-
COMMUNITY PRIVATE - HOME (FOSTER)		
- Care Service	-	13,000.

CARRIED

15. That the unexpended balances in the 1977 budget appropriations be used to finance overexpenditures for normal and necessary operating expenditures, it being understood that no new equipment will be purchased without specific authority.

CARRIED

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

16. That, as recommended by the Parks and Recreation Committee, the following budget appropriation amendment be approved:

	Decrease
REVENUES	
Cataraqui Park (Golf Course) - *(Increases Deficit to $92,377)*	$11,000.
Portsmouth Olympic Harbour *(Increases Deficit to $32,490.)*	24,000.
Lake Ontario Park *(Increases Deficit to $40,001)*	3,000.
EXPENDITURES	
FINANCE	
- Contingencies	$38,000.

CARRIED 11:4

(Ald. Hawkins, Ald. Mackenzie, Ald. Miller, Ald. Tarnowecky Opposed)

17. That, as recommended by the City Treasurer, pursuant to the provisions of Section 636a of The Municipal Act, the applications of the persons and firms listed on Schedule "A", attached hereto, for cancellation or refund of commercial, residential or business taxes levied in 1977 in the total amount of $13,760.08 be approved.

CARRIED

Ald. Allmark declared a conflict of interest in Clause 18, because he is a member of the Kingston Insurance Agents and Brokers Association.

18. That the City accept the offer of Reed, Shaw, Stenhouse Limited, Insurance Brokers, Ottawa, to supply a General Liability policy in the amount of $1,000,000. in accordance with the wording of the City's existing liability policy for a period of one year, commencing December 28th, 1977 for an annual premium of $24,763., renewable for a second year for the same premium, it being understood that if the 1978 claims do not exceed 50% of the 1978 premium the 1979 premium will be reduced by 10%.

(Note: The 1977 liability insurance premium for the policy placed through Reed, Shaw, Stenhouse Limited was $26,650.)

CARRIED 14:0

Ald. Allmark Abstained

Ald. French declared a conflict of interest in Clause 19, since he is President of St. Lawrence Broadcasting Company.

19. That List of Accounts No. 11, dated November, 1977, in the amount of $5,909,808.73, for expenditures incurred under proper authorization, be approved.

(Copies have been distributed to the members of Council.)

CARRIED 14:0

Ald. French Abstained

REPORTS (Cont'd)

Report No. 124 - Finance and Accounts (Cont'd)

20. That, as recommended by the Parks and Recreation Committee and upon the request of the Cataraqui Region Conservation Authority, the property of the Cataraqui Region Conservation Authority lying on the east side of Ontario Street between the Ontario Street Pump House Museum and West Street is hereby authorized to be repurchased from the Authority for the sum of $1.00 and the lease between the Authority and the City for the portion of the foot of West Street that had been closed and leased to the Authority for a 25 year period is hereby cancelled.

CARRIED

21. That, as recommended by the Director of Purchasing and the City Treasurer, the tender of Business Machines Service Centre, 190 Sydenham Street, for the supply of 3, new, T.E.C. Model 1600, electronic cash registers for the net total price of $11,235.00, including taxes, delivery and installation, being the lowest acceptable tender meeting the specifications, be accepted, provision for this expenditure having been made in the 1977 budget.

(Note: Other tenders were:

**Independent Office Machines*	*$10,671.44*
**N.C.R. Canada Limited - Tender (A)*	*11,017.95*
N.C.R. Canada Limited - Tender (B)	*18,015.75*

** = Equipment did not meet City's requirements.)*

CARRIED

22. That, as recommended by the City Treasurer, the uncollectible taxes and penalties as detailed on Schedule "B", attached hereto, in the total amount of $13,594.36 be struck off the roll pursuant to Section 636(1) of the Municipal Act.

CARRIED

23. That the following budget appropriation amendment be approved in order that the Social Services Department may continue to provide dental services for persons in receipt of general welfare assistance for the balance of 1977:

	Increase	Decrease
SOCIAL SERVICES DEPARTMENT		
SPECIAL ASSISTANCE		
- Dental Services	$6,000.	-
- Special Other (Clothing, etc.)	-	$3,000.
ASSISTANCE TO CHILDREN		
- Juvenile Delinquents Act	-	$3,000.

CARRIED

24. That the composition of the members of the Negotiating Committee, as established by Clause 23, Report No. 119, be amended to provide for a membership of 6 persons, instead of 5, as follows:

2 Members of Council, appointed by City Council;

3 Members of the Civic Administration:

- The Personnel Director, and

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

24. (Cont'd)

- For negotiations with Local 109, C.U.P.E., the Commissioner of Works or his designate and the Commissioner of Parks and Recreation or his designate; and

- For negotiations with Local 141, C.U.P.E., the Rideaucrest Administrator or his designate, and the Commissioner of Parks and Recreation or his designate; and

1 Professional Consultant, who will be Chairman and Spokesman.

(See By-Law 19: No. 9147) *CARRIED 11:4*
(Ald. French, Ald. Miller, Ald. Timmins, Ald. Webb Opposed)

25. That, as recommended by the Clerk-Comptroller, negotiations with The Kingston Pofessional Firefighters' Association, Local 498, International Association of Firefighters, and with The Ontario Nurses' Association - Local 184 (Rideaucrest Nurses) be carried on by the Negotiating Committee WITHOUT the Professional Consultant and on the provision that the Director of Personnel will act as Chairman of the Negotiating Committee and that:

(a) for negotiations with Local 498, International Association of Firefighters, the Fire Chief, or his designate, will be an advisor to the Negotiating Committee, and

(b) for negotiations with Local 184, Ontario Nurses' Association, the Rideaucrest Administrator, or his designate, and the Director - Nursing Services will be advisors to the Negotiating Committee.

So that the membership of The Negotiating Committee when negotiating with Local 498, I.A.F., and Local 184, O.N.A., will be:

- 2 members of Council, appointed by City Council;

- The Personnel Director, who will be Chairman and Spokesman; and

- for negotiations with Local 498, International Association of Firefighters, the Fire Chief, or his designate, will be advisor to the Negotiating Committee, and

- for negotiations with Local 184, Ontario Nurses' Association, the Rideaucrest Administrator, or his designate, and the Director - Nursing Services will be advisors to the Negotiating Committee.

CARRIED 12:3
(Ald. McArthur, Ald. Miller, Ald. Webb Opposed)
(See Following Motion Which was Lost)

Moved by Ald. Hawkins,
Seconded by Ald. Matthews,

That Clause 25, Report No. 124, be amended by deleting therefrom the words "advisor" and "advisors" wherever they occur and substituting therefor the words "member" and "members".

LOST 4:11

REPORTS (Cont'd)

Report No. 124 - Finance & Accounts Committee (Cont'd)

26. That, following this regular meeting of City Council, there be held a meeting of the Committee of the Whole of City Council, which shall be closed to the public, to consider guidelines for negotiations for Local 109, C.U.P.E., Local 141, C.U.P.E., and Local 498, I.A.F.

CARRIED

27. That a Special Meeting of City Council be held during the evening of Tuesday, December 13, 1977, following a Special Meeting of the Finance and Accounts Committee, which will be held after 7:30 p.m., to consider the appointment of members of City Council as members of the Negotiating Committee for the balance of 1977 and for 1978.

CARRIED

28. That the City of Kingston notify the Railway Transport Committee of the Canadian Transport Commission of its support for the action taken not to discontinue Canadian National Railway passenger train services to or from Kingston which are vital to the economic and social life of the community.

CARRIED

Respectfully submitted,

(Signed) *Ken Keyes* (Chairman)
J.P. Gerretsen
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

SCHEDULE A

TAX ADJUSTMENTS UNDER SECTION 636a
The Municipal Act, R.S.O., 1970

ROLL NUMBER	APPLICANT	ADDRESS OF TAXES APPEALED	MOS.	BUS. RES. COM.	EXPLANATION	REFUND		CANCELLATION	
						Public	Separate	Public	Separate
010 010 00900 0080 001H	Peter Crawford	33 Earl	4	B	Relocated		45.38		
010 070 01700 0020 001D	Laurentian Tours	258 Albert	3	B	Relocated				31.24
010 120 06200 0010 001G	Kingston Creamery Ltd.	164 Ontario	12	B	Relocated			347.26	
010 130 01000 0070 001M	Le Bouton D'or Ltd.	62 Brock	12	B	Bankrupt			115.75	
010 130 03300 0000 000G	Woharco Investments	200 Ontario	12	C - R	Reduced Premises			939.39	
010 130 03300 0010 001H	Woharco Investments	200 Ontario	12	B	Reduced Premises			2,525.83	
010 130 08600 0010 001K	John Yoakimidis	71 Brock	10½	B	Disc. Bus.			572.53	
010 140 06000 0010 031	Julius Sugarman	Princess Parking Lot	6	B	Disc. Bus.			325.77	
010 140 09100 0010 001L	Villager Shoe Shoppes	202 Princess	7	B	Bankrupt			686.71	
020 130 07900 0000 000G	Reps of G. E. Carson	326 Princess	9	R - C	Duplicate Billing			68.40	
020 130 07900 0020 011H	Jeannie Heineman	326 Princess	10	B	Disc. Bus.			182.86	
020 130 07900 0020 031	Limestone Market	326 Princess	4	B	Bankrupt			71.01	
020 140 04100 0000 000D	Bell Canada	454-458 Princess	2	R	Demolished	262.26			
020 140 04500 0060 001F	Wraye Campbell	466 Princess	12	B	Relocated			156.66	
030 010 00700 0071 001F	Nina Mohan	261 Colborne, #7	12	B	Disc. Bus.			20.18	
030 040 00600 0050 001L	Normand & Fleming Ltd.	423 Princess	12	B	Relocated			191.82	
030 040 03900 0050 001F	Pizza Chalet	359 Princess	8	B	Disc. Bus.			396.64	
030 040 06700 0040 001H	Roro Pakis	271 Queen	11	B	Relocated			104.69	
030 070 10400 0020 001B	Fishin' Hole	4 Montreal	8	B	Disc. Bus.			46.84	
030 080 10400 0055 031	S. & S. Stores Ltd.	165 Princess	8	B				897.78	
030 080 11300 0010 001B	Paul Pouleson	191 Princess	3	B	Relocated	153.36			
030 090 02200 0120 001F	Unicol Collection Agency	105 Princess	2	B	Disc. Bus.	35.62			
030 090 06700 0010 001L	John Clausen & Robt. Young	49 Princess	10	B	Relocated			83.61	
030 100 04300 0000 000D	Estate of Jas. Taugher	Rear of Barrack	5	R	Fire Damage		144.50		
030 100 05000 0010 001H	Kingston Battery	232 Wellington	8	B	Bankrupt			103.08	
030 100 09800 0020 001F	Walter Hanmore	10 Ordnance	7	B	Bankrupt			63.98	
030 110 01400 0030 001C	Hannah's Salon	424 Bagot	12	B	Disc. Bus.			42.40	
030 110 07700 0020 001H	Donald King	300 Wellington	12	B	Disc. Bus.			54.90	
040 100 11300 0010 001A	K-Mac Painters	408 Patrick	4	B				68.21	
040 100 11700 0030 001A	David Matthews & Wm. Blair	130 Railway	12	B	Disc. Bus.			134.07	
040 150 02900 0020 001H	Charles & M. Savage	1180 Montreal	8	B	Bankrupt			99.19	
050 020 08200 0020 031	Paul Tierney	501 Frontenac	12	B	Duplicate Billing			217.65	
050 020 12100 0010 001L	Robert Martin	611 Princess	11	B	Disc. Bus.			365.55	

SCHEDULE A

ROLL NUMBER	APPLICANT	ADDRESS OF TAXES APPEALED	MOS.	BUS. RES.	EXPLANATION	REFUND		CANCELLATION	
						Public	Separate	Public	Separate
050 020 12100 0010 031	Lori Betz	611 Princess	3	B	Disc. Bus.			86.91	
050 040 09300 0020 001C	William J. Younge	582 Victoria	11	B	Disc. Bus.			97.73	
050 050 03100 0020 011D	Wraye Campbell	795 Princess	9	B	Bankrupt			88.52	
050 050 03100 0130 001D	Robert Chippier	797 Princess, #202A	12	B	Disc. Bus.			47.63	
050 060 02100 0030 001K	Capital Movers	356 Concession	2	B	Relocated	52.28			
050 110 09200 0020 001K	Charles Grant	21 Concession	12	B	Bus. Disc.			37.12	
050 140 21300 0010 001H	William Nielson Co. Ltd.	45 Dalton	3	B	Bus. Disc.	655.27			
060 030 00200 0000 000B	City of Kingston	Parkway	3	R	City Owned			992.80	
060 102 00900 0024 001C	Lite Ups Ltd.	1042 Princess	7	B	Bus. Disc.			294.43	
060 102 00900 0025 001H	Lite Ups Ltd.	Princess St. Parking	7	B	Bus. Disc.			42.86	
060 102 00900 0070 001C	United Cigar Store	1056 Princess	5	B	Bus. Disc.	159.25			
060 102 00900 0071 001H	United Cigar Store	1056 Princess	5	B	Bus. Disc.	13.14			
060 102 00900 0590 001D	John Swan Hardware	1060 Princess	2	B	Bus. Disc.	142.67			
060 102 00900 0591 001K	John Swan Hardware	1060 Princess	2	B	Bus. Disc.	19.49			
070 080 11900 0000 000H	City of Kingston	53 Yonge	4	C	City Owned			663.70	
070 080 11900 0000 000H	City of Kingston	53 Yonge	12	R & C	City Owned			811.16	
						$1,493.34	189.88	12,045.62	31.24

SCHEDULE B

TAX ADJUSTMENTS UNDER SECTION 636,
THE MUNICIPAL ACT, R.S.O. 1970

ROLL NO.	NAME	LOCATION	EXPLANATION	YEAR	TAX	PENALTY TO Dec.31,1977	TOTAL
030-100 05000 0010 001H	Kingston Battery	232 Wellington	Bankrupt	1977	47.94	.96	48.90
030-100 09800 0010 001B	W. Hanmore, Wally's	35 Rideau	Bankrupt	1977	142.28	9.95	152.23
030-100 09800 0020 001F	W. Hanmore	35 Rideau	Bankrupt	1977	84.82	1.70	86.52
040-020 01800 0010 011H	Charles Bryant	72 Cataraqui	Uncollectible	1976	74.80	10.49	85.29
040-040 13700 0010 001C	Catherine Bertrim	254 Montreal	Uncollectible	1977	20.30	2.20	22.50
040-030 03800 0060 011E	Gus Douridas	277 Montreal	Uncollectible	1975	80.16	24.83	104.99
				1976	49.94	9.50	59.44
040-070 09400 0020 001C	Ronald Babcock	314 Montreal	Uncollectible	1976	84.15	15.97	100.12
040-100 08900 0010 011A	W. Monaghan	388 Patrick St.	Uncollectible	74 &prior	1652.29	--	1652.29
			Duplicate	1975	315.26	--	315.26
			Duplicate	1976	341.05	--	341.05
040-150 02900 0020 001H	Savage	1180 Montreal	Bankrupt	1976	132.86	25.26	158.12
				1977	46.15	.92	47.07
050-040 06100 0050 001F	Amherst Painting	630 Victoria	Bankrupt	1976	95.96	2.88	98.84
050-050 03100 0020 011D	Wraye Campbell	795 Princess	Bankrupt	1977	19.98	.20	20.18
050-130 12400 0020 001F	Briteway	25 Hillcrest	Uncollectible	1976	14.77	2.83	17.60
910-130 08700 0010 001E	Susan Quinn	73 Brock	Uncollectible	1976	58.61	7.07	65.68
920-030 01400 0010 001H	E. Hegarty	770 Princess	Duplicate	1973	385.47	26.95	412.42
920-070 01100 0030 001K	Robert McMaster	490 Princess		1976	116.88	17.31	134.19
050-020 05100 0020 001K	Francis Dee	388 Alfred	Coll. charges	1975	11.95	.60	12.55
			Coll. charges	1976	14.77	2.83	17.60
070-150 05000 0010 001H	Donald Huff	1167 King W.	Coll. charges	1975	18.16	.90	19.06
				1976	14.77	2.83	17.60
910-130 00500 0030 001H	K. Rowley	82 Brock	Uncollectible	1972	90.37	--	90.37
				1973	164.99	--	164.99
				1974	84.30	--	84.30
910-130 01600 0030 001C	Lazlo Talas	320 King E.	Deceased	1972	38.42	24.16	62.58
910-130 07400 0030 001M	E. Smith	350 King E.	Bankrupt	1975	124.03	29.76	153.79
				1976	25.02	4.75	29.77
910-130 07400 0050 001H	E. Smith	350 King E.	Bankrupt	1975	122.65	29.47	152.12
				1976	24.74	4.73	29.47
930-020 01600 0150 001K	Sidena Health	364 Division	Uncollectible	1975	43.65	11.82	55.47
930-030 09400 0030 001E	Leslie Tysick	479 Princess	Uncollectible	1974	29.88	10.47	40.35
930-030 10500 0060 001E	Disc Jockey Unlimited	503 Princess	Uncollectible	1976	154.34	31.53	185.87

SCHEDULE B

ROLL NO.	NAME	LOCATION	EXPLANATION	YEAR	TAX	PENALTY TO Dec. 31,1977	TOTAL
930-030 11300 0010 001H	Tallen	10 Creighton	Uncollectible	1974	41.16	16.55	57.71
930-040 00600 0060 001A	Western Sun	417 Princess	Uncollectible	1976	49.64	10.46	60.10
930-080 06000 0010 001F	Rainbow Head	293 Princess	Bankrupt	1976	182.38	34.61	216.99
930-090 03200 0010 001E	James Towne	207 Wellington	Uncollectible	1972	73.20	--	73.20
				1973	287.14	25.20	312.34
930-090 05500 0060 001B	L & N Cycle	369 King E.	Coll. charges	1974	97.05	.97	98.02
930-100 00200 0010 001F	Brian Spellman	285 Ontario	Uncollectible	1974	205.03	77.91	282.94
930-100 02600 0010 001C	Ron Scott	235 Wellington	Uncollectible	1976	20.60	2.92	23.52
930-100 09800 0015 001C	Ron Scott	Ordnance St.	Uncollectible	1975	39.38	12.17	51.55
930-120 10000 0010 001E	Rideau Laundry, Inc.	106 Rideau	Uncollectible	1976	79.70	11.82	91.52
930-130 03700 0010 001B	Pat Young	150 Montreal	Uncollectible	1975	60.12	18.63	78.75
				1976	32.11	6.09	38.20
930-080 06000 0010 001F	Rainbow Head	293 Princess	Bankrupt	1977	32.12	2.24	34.36
940-010 04200 0040 001K	B. Gordon	785 Montreal	Uncollectible	1976	12.49	1.83	14.32
940-010 08700 0010 001H	Normcliff Auto Machine	509 Rideau	Coll. charges	1974	72.49	5.76	78.25
				1975	38.44	11.87	50.31
940-020 00100 0070 001G	Robin Hood Van Lines	2 Cataraqui	Uncollectible	1975	90.52	28.11	118.63
				1976	96.70	18.40	115.10
940-100 01600 0020 001A	Cataraqui Plumbing	540 Montreal	Bankrupt	1976	147.63	--	147.63
940-130 19000 0010 001G	Osprey Woodcrafts	931 Montreal	Uncollectible	1976	180.85	34.38	215.23
950-050 04900 0010 001E	Big Bobs	811 Princess	Uncollectible	1976	2417.86	459.41	2877.27
950-060 02000 0020 001E	Chuck Bryant	301 Concession	Uncollectible	1975	52.52	12.65	65.17
				1976	23.37	4.40	27.77
950-060 02100 0030 001G	Robin Hood Van Lines	95 Concession	Uncollectible	1975	281.95	87.41	369.36
				1976	301.17	57.21	358.38
950-140 20900 0030 001E	Quinte Seaway Papers	Dalton	Bankrupt	1975	1078.73	--	1078.73
960-080 15600 0010 001L	Princess St. Car Wash	1137 Princess	Uncollectible	1973	1053.46	526.68	1580.14
010-130-05900-0100-	Woodchuck Crafts Ltd.	41 Brock	Duplicate (Refund)	1976	40.29	--	40.29
					11,813.81	1,780.55	13,594.36

UNFINISHED BUSINESS

Ald. Timmins said that he had received telephone calls concerning the fact that sand was not being dropped on the streets when the sanders drive on dead end streets.

Ald. Timmins said that something is apparently wrong with the City's sanding and snow removal programme and suggested that a special Council meeting be held to discuss the matter since more complaints than ever before are being received.

Ald. Timmins noted the late publication of the Finance Committee Minutes.

Ald. Matthews said that there appeared to be something wrong at the Works Department and agreed that some meetings should be held. He said that the Foremen, if they are doing their job, should be more critical of the work that is being done. He said that the snow plows were being sent from one area where they were working to some other area in the City where a trouble call had been received over the telephone from a member of Council.

Ald. Timmins withdrew from the meeting.

Ald. Matthews said that arrangements are usually made by a telephone call to the Parking Department by a Funeral Director concerning parking for funerals on the streets. He said that occasionally the Funeral Directors forget or do not have time to make the arrangements and the By-Law Enforcement Officers ticket the cars in the immediate area of the Hearse and the Funeral Home without regard to the fact that a funeral is in progress. He requested that the By-Law Enforcement Officers be instructed to use discretion in issuing tickets when a funeral is in progress.

Ald. Matthews said that the Police Officers have the discretion of enforcing the provisions of either the Snow Removal By-Law or a 12 Hour Parking Limit By-Law. He said that the City had plowed the snow into the middle of one of the City's streets preventing access to a person's home and the vehicle had to be left on the street and had been towed away under the provisions of the Snow Removal By-Law, rather than being permitted to remain for at least 12 hours. Ald. Matthews said that other vehicles have been left on the City's streets overnight and had had to be plowed in by the snow clearing crew but had not received any tickets for interfering with the snow removal process. He suggested that discussions should be held with the Police Department as to which By-laws should be enforced and when.

Ald. Tarnowecky enquired why there had been no garbage pick up on Friday, December 9th.

Ald. Gerretsen said that there is an area of discretion involved in issuing the parking tickets in areas of funerals and that he considered that the By-Law Enforcement Officers were doing a very good job.

Ald. Gerretsen said, concerning Ald. Matthews' comments about snow plows being moved from one area to another as a result of telephone calls, that the Aldermen were here to legislate, not to react to each telephone complaint by telephoning the City Yard.

Ald. Gerretsen said that he agreed with the Committee's choice to have the downtown area completely removed of snow.

Ald. Gerretsen said that if people want more service, i.e. snow removal throughout the City, that more money would be required. He said that he did not believe the random movement of snow plows from one area to another was proper. He said that the Portsmouth area did not seem to have any plows at all during the last snow storm. He also said that the snow clearing machinery had a lot of problems because of parked cars on the streets. He suggested that consideration should be given to revising the regulations requiring "No Parking" at any time during nights to commence December 1 instead of December 15.

Mayor Keyes noted that the date of commencement and completion of the winter "No Parking" regulations had been revised a number of times in the past because of experience.

UNFINISHED BUSINESS (Cont'd)

Ald. Gerretsen noted that the City of Kingston had had a private act passed which permitted cars to be parked, by permit, on the City's streets in certain areas.

Ald. Miller requested a report on the status of the implementation of the City of Kingston Act, 1975.

Ald. Miller said that vehicles parked on City streets during a snow storm usually are plowed in and have to be removed, quite often by tow truck, in order that the snow can be removed from the streets. She suggested that the Police Commission should, each Fall, provide an extended news campaign about parking on the City streets during the winter and during periods of snow removal in order that there could be more warning about vehicles being able to be towed away during snow storms.

Ald. Miller said that at In Camera Meeting No. 42 of the Finance Committee Minutes, information that she had reported concerning legal cases had not been reported in the Minutes.

Ald. Gorham said that in addition to garbage not being picked up on Friday the 9th, that in many places it had also not been picked up on Tuesday, the 6th, or the following Wednesday, the 7th.

Ald. Gorham noted that the sidewalks in St. Lawrence Ward in the school areas had not been plowed and he gave as an example the south side of John Street.

Ald. Gorham said that another problem was occurring from people piling snow onto the sidewalks or streets which causes problems to the City. He said that many private snow plows were pushing snow onto their neighbours property or onto the streets which he said should be stopped.

Ald. Gorham suggested that the members of Council should not be calling the Works Department about complaints that they receive. Instead, he said, the Aldermen should call the Commissioner of Works or his deputy. He said that he had done this concerning a parking problem for a funeral and that in the course of the day's work a snow blower had been scheduled to remove the snow in its area of work.

Ald. Webb said that he belived the City's snow clearing and removal work was better than that in the Townships.

He said that he was happy to see that his own street had not been amongst the first that had been plowed so that it did not appear that special work was done in the area of an Alderman's residence.

Ald. Webb said that the members of Council would be well advised to call their complaints to the City Hall rather than to the City Yard where there was only one telephone which was usually busy.

Ald. Webb noted that a number of years ago Mayor Charlotte Whitton had, successfully, required that Ottawa's streets were not plowed.

Ald. Webb said that Mr. Harry Heyman had recently retired after years of service to the City of Kingston in keeping Princess Street and its sidewalks swept clean each night. Ald. Webb suggested that consideration should be given to some form of acknowlegement of Mr. Heyman's service to the City at a Council meeting.

Ald. Webb enquired about the plans for the disposal of the City's 1,400 Olympic coins that are still on hand.

Ald. Mackenzie suggested that in the future a final date for submission be placed in the advertisement to citizens who might be interested in applying for positions on the City's Boards and Commissions.

Ald. Mackenzie suggested that legislation be either utilized or obtained which would allow the Mayor to declare a snow emergency.

UNFINISHED BUSINESS (Cont'd)

Ald. Mackenzie said that the piling of snow on to the City's streets and sidewalks by private snow plowers causes break downs of the City's equipment. She said that the City's present practice of giving more than one warning to persons who pile snow on sidewalks or the streets should be stopped; that only one warning should be issued; and then the person should be charged under the By-Law for piling the snow on the street or sidewalk.

Ald. McArthur said, concerning communication 651 from the Canadian National Railway in connection with noise from diesel engines in the vicinity of their former station on Montreal Street which are left idling all night long to prevent the units from freezing up, that he believed 300 gallons of prestone anti-freeze could be used in the diesel motors to prevent them from freezing, rather than burning up 300 gallons of fuel oil.

Ald. McArthur said that the complaints concerning snow removal heard tonight are the same complaints that he has heard during the last three terms of the Chairmen of the Public Works Committee.

Ald. McArthur said that the Public Works Department is operating with at least 10 less men than years before and that there are five un-manned snow plows at the City Yard. He said that the men who have been doing the very hard work of snow plowing are now all tired out because of the two storms that happened so quickly.

Ald. Hawkins said, concerning Ald. Timmins' comments, that the drivers of the sand trucks may be new to their areas and not realize that the streets that they are driving on are dead-end streets. He said that he would arrange that the drivers are reminded of the necessity for sanding dead-end streets.

Ald. Hawkins said that the estimate of 48 hours to have all the sidewalks in the City of Kingston cleared after a storm was based on the premise that only 4" to 8" of snow would fall at a single storm. He said that in the last 10 days the amount accumulated had not been expected. He also said that many cars, parked on the streets, are blocking the work of snow plowing and snow removal.

Ald. Hawkins said that he expected that the City's sidewalks would be completely plowed within the next two days. He said that there are 110 miles of streets and that most of them have sidewalks on both sides.

Ald. Hawkins said that $100,000 had been spent in the last few days on snow plowing and snow removal.

Ald. Hawkins said that the streets in the Township, which have wider boulevards generally for storage of snow, are easier to plow than the City's narrow streets with sidewalks.

Ald. Hawkins said that the City's snow removal crews have done an excellent job in clearing the snow from the downtown core.

Ald. Hawkins said that if preferential treatment is being given to the calls of the members of Council, that this action will be stopped.

Ald. Hawkins said that he was unaware that the Tuesday's garbage had not been picked up. He said that on Friday, December 9th, it had been decided that it was too dangerous for the garbage crews to attempt to pick up the garbage; that the Garbage Department workers had been offered work with the snow removal forces; and that only one of the 15 members of the Garbage Department had worked on snow removal.

Ald. Hawkins requested the members of Council to call the Department Head, instead of the City Yard, with their complaints.

Ald. Hawkins said that he agreed that the problem of snow being plowed by private operators onto the sidewalks and streets should be more strongly enforced and that fines and the cost of the removal of the snow should be charged to the people that are doing this illegal action.

BY-LAW

Council consented to the addition of By-Laws 19 and 20 for presentation to Council.

(A) Moved by Ald. Gerretsen,
Seconded by Ald. Hawkins,

That By-Laws 1 to 7 and 19 and 20 be given their first and second readings.

CARRIED

(B) Moved by Ald. Mackenzie,
Seconded by Ald. Matthews,

That Rule 35 of By-Law No. 1 be suspended for the purpose of giving By-Laws 2 to 7 and 19 and 20 their third reading.

CARRIED

(C) Moved by Ald. Tarnowecky,
Seconded by Ald. Gerretsen,

That By-Laws 2 to 20 be given their third reading.

CARRIED

(1) A By-Law to Amend By-Law No. 8499, "Restricted Area (Zoning) By-Law of The Corporation of the City of Kingston" (Zone 0.67 Acre Parcel of Land Located on South Side of Princess Street, East of Portsmouth Avenue, as C2 Commercial)

(FIRST AND SECOND READINGS) (PROPOSED NO. 9140)
Clause 1, Report No. 121, 1977

(2) A By-Law to Amend By-Law No. 4489, "A By-Law to Regulate, Supervise and Govern the Parking of Vehicles on Parking Lots and to Fix the Rates and Charges for Parking on Such Parking Lots" (Revise Regulations for Sale of Parking Stamps; Name Drury Parking Lot and Gorsline Parking Lot)

(THREE READINGS) (PROPOSED NO. 9141)
Clauses 1 and 3, Report No. 120, 1977

(3) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Clause 2, Report No. 120)

(THREE READINGS) (PROPOSED NO. 9142)
Clause 2, Report No. 120, 1977
(Note: Ministry Approval NOT Required)

(4) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in the Highways of the City of Kingston, Subject to the Provisions of The Highway Traffic Act" (Lane Designation Signs)

(THREE READINGS) (PROPOSED NO. 9143)
Clause 4, Report No. 120, 1977
(Note: Ministry Approval IS required).

(5) A By-Law to Amend By-Law No. 19, "A By-Law to Provide for the Regulation Use of Parks and Recreational Facilities of The Corporation" (Revise Ice Rental Rate)

(THREE READINGS) (PROPOSED NO. 9144)
Clause 3, Report No. 122, 1977

CARRIED 13:2
(Ald. Hawkins, Ald. Mackenzie opposed)

BY-LAWS (Cont'd)

(6) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $54,889.12 for Construction of North End Sewer Trunk Relief for Sale to Central Mortgage and Housing Corporation (C.M.H.C. Reference 08-030-967)

(THREE READINGS) (PROPOSED NO. 9145)
Clause 5, Report No. 124, 1977

(7) A By-Law to Authorize the Issue of a Debenture in the Principal Amount of $20,762.08 for Extensions to Okill Pumping Station for Sale to Central Mortgage and Housing Corporation (C.M.H.C. Reference 08-141-147)

(THREE READINGS) (PROPOSED NO. 9146)
Clause 6, Report No. 124, 1977

(8) A By-Law to Authorize the Construction of an Asphalt Overlay on Sir John A. Macdonald Boulevard from Johnson Street to Norman Rogers Drive (General Rate)

(THIRD READING) (PROPOSED NO. 9106(B))
Clause 7, Report No. 100, 1977.

(9) A By-Law to Authorize the Construction of a 42 Inch Storm Sewer in Concession Street from Division Street to 72 Feet West of Alfred Street and a 15 Inch Storm Sewer in Alfred Street From Concession Street Northerly 48 Feet Under the Provisions of Section 7 of The Local Improvement Act (Petition)

(THIRD READING) (PROPOSED NO. 9111)
Clause 2(c), Report No. 104, 1977.

(10) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Queen Street from King to Bagot Streets (General Rate)

(THIRD READING) (PROPOSED NO. 9115(A))
Clause 12(A), Report No. 106, 1977.

(11) A By-Law to Authorize the Construction of a Storm Sewer in Queen Street from King to Bagot Streets and a Storm Outlet Sewer in Wellington Street from Queen to Barrack Streets (General Rate)

(THIRD READING) (PROPOSED NO. 9115(B))
Clause 12(A), Report No. 106, 1977.

(12) A By-Law to Authorize the Construction of a Sanitary Sewer in Wellington Street from 43 Feet North of Queen Street to 64 Feet North of Barrack Street (General Rate)

(THIRD READING) (PROPOSED NO. 9115(C))
Clause 12(A), Report No. 106, 1977.

(13) A By-Law to Authorize the Construction of Replacement of Structural Defects in Certain Sanitary Sewers and Storm Sewers and of the Reconstruction of the Storm Sewer in McMahon Avenue from Indian Road to Strathcona Crescent (General Rate)

(THIRD READING) (PROPOSED NO. 9116)
Clause 13, Report No. 106, 1977.

BY-LAWS (Cont'd)

(14) A By-Law to Authorize the Reconstruction and Widening of the Asphalt Pavement on Division Street from Elliot Avenue to 60 Feet North of Armadale Including Widening for a Turning Lane in Division Street on the West Side from 140 Feet South of Elliot Avenue to 280 Feet Southerly, and the Widening and Upgrading of Asphalt Pavement in Elliot Avenue from Division Street to 465 Feet Easterly Including Sidewalk Reconstruction of the North Side (General Rate)

(THIRD READING) (PROPOSED NO. 9117)
Clause 14, Report No. 106, 1977

(15) A By-Law to Amend By-Law No. 24, "A By-Law for Regulating Traffic in The Highways of the City of Kingston, Subject to the Provisions of the Highway Traffic Act" (Clause 1, Report No. 113, 1977)

(THIRD READING) (PROPOSED NO. 9132)
Clause 1, Report No. 113, 1977.

(16) A By-Law to Amend By-Law No. 495, "A By-Law to Provide for a Parking Meter Zone in Certain Streets or Portions Thereof, and to Provide for the Installation, Regulations, Supervision and Control of Such Parking Meters" (Clause 2, Report No. 113, 1977)

(THIRD READING) (PROPOSED NO. 9133)
Clause 2, Report No. 113, 1977

(17) A By-Law to Dedicate Certain Lands as a Portion of Elliot Avenue

(THIRD READING) (PROPOSED NO. 9134)
Clause 3, Report No. 113, 1977.

(18) A By-Law to Amend By-Law No. 8583, "A By-Law to Authorize the Carrying on of a Community Program of Recreation Within the Meaning of the Regulations Under the Ministry of Culture and Recreation Act, to Provide for the Operation, Maintenance and Management of Parks and to Provide for the Establishment, Operation and Maintenance of Community Centres Act and the Regulations Made Thereunder" (Include Additional Parks)

(THIRD READING) (PROPOSED NO. 9136)
Clause 1, Report No. 116, 1977.

(19) A By-Law to Amend "By-Law No. 1, 1966, A By-Law to Regulate Council Procedures" (Establish The Negotiating Committee).

(THREE READINGS) (PROPOSED NO. 9147)
Clause 25, Report No. 119, 1977,
As Amended by
Clause 24, Report No. 124, 1977.

CARRIED 12:3
(Ald. Clements, Ald. McArthur, Ald. Miller opposed)

(20) A By-Law to Confirm the Proceedings of Council at its Meeting Held on December 12, 1977.

(THREE READINGS) (PROPOSED NO. 9148)
City Council Meeting No. 30.

MOTIONS

(1) Moved by Ald. Hawkins,
Seconded by Ald. Mackenzie,

That the sympathy of Council be extended to the family of the late William N. Pratt.

CARRIED

(2) Moved by Ald. Timmins,
Seconded by Ald. Webb,

That the sympathy of Council be extended to the family of the late Earl Gallivan, well known local sportsman.

CARRIED

(3) Moved by Ald. Webb,
Seconded by Ald. Timmins,

That the sympathy of Council be extended to the family of the late Frank Boucher, former hockey great and long time team mate of the Cook Brothers.

CARRIED

(4) Moved by Ald. French,
Seconded by Ald. Gerretsen,

That Council do now adjourn.

CARRIED

Council adjourned at 11.10 p.m.

(L.S.)

(Signed) *T.J. McKibbin*
Clerk-Comptroller

(Signed) *Ken Keyes*
Mayor

(9) 27
5734 EK

CITY COUNCIL MEETING NO. 31

Pursuant to Clause 26, Report No. 124, a Special Meeting of City Council, in Committee of the Whole, *In Camera*, was held in the Council Chamber on Monday, December 12, 1977, at 11:22 p.m. Acting Mayor Ald. John Gerretsen presided.

ROLL CALL

Acting Mayor Ald. Gerretsen, Mayor Keyes (arrived at 12:05 a.m.), Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham (arrived at 11:30 p.m.), Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky (arrived at 11:25 p.m.), Ald. Timmins (14).

A DISCUSSION, IN COMMITTEE OF THE WHOLE, *IN CAMERA*, ON NEGOTIATING GUIDELINES ENSUED.

Ald. Miller withdrew from the meeting at 12 midnight.

Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham withdrew from the meeting at 12:30 a.m.

Ald. Allmark, Ald. Timmins withdrew from the meeting at 12:35 a.m.

The meeting adjourned for lack of a quorum.

(L.S.)

Signed *T.J. McKibbin*
Clerk-Comptroller

Signed *J.P. Gerretsen*
Presiding Officer

CITY COUNCIL MEETING NO. 32

Pursuant to Clause 27, Report No. 124, a Special Meeting of City Council was held in the Council Chamber on Tuesday, December 13, 1977, at 10:30 p.m., to consider Report No. 125 of the Finance and Accounts Committee. Acting Mayor Ald. Gerretsen presided.

ROLL CALL

Acting Mayor Ald. Gerretsen, Ald. Allmark, Ald. Breen, Ald. Clements, Ald. French, Ald. Gorham, Ald. Hawkins, Ald. Mackenzie, Ald. Matthews, Ald. McArthur, Ald. Miller, Ald. Tarnowecky, Ald. Timmins, Ald. Webb (14)

REPORT

Ald. Mackenzie presented Report No. 125 of The Finance and Accounts Committee as follows:

Moved by Ald. Mackenzie,
Seconded by Ald. Miller,

That Report No. 125 of the Finance and Accounts Committee be received and adopted

REPORT NO. 125

December 13, 1977

The Finance and Accounts Committee reports and recommends as follows:

1. That the following members of Council are hereby appointed members of the Negotiating Committee for the balance of 1977 and until November 30, 1978:

Local 109 C.U.P.E.	Ald. Hawkins Ald. Tarnowecky
Local 141 C.U.P.E.	Ald. Gerretsen Ald. Mackenzie
Local 498, I.A.F.	Ald. Breen Ald. French

CARRIED AS AMENDED
(See Following Motion of Amendment)

Moved by Ald. Clements,
Seconded by Ald. Hawkins,

That Clause 1, Report No. 125, be amended by deleting the words "for the year" and by substituting therefor the words "until November 30".

CARRIED

Respectfully Submitted,

(Signed) *J.P. Gerretsen* (Vice-Chairman)
J. Hawkins
Judith Mackenzie
K.W. Matthews
Lois E. Miller

* * *

MOTIONS

Moved by Ald. Gorham,
Seconded by Ald. Hawkins,

That Council do now adjourn.

CARRIED

Council adjourned at 10:36 p.m.

(L.S.)

Signed *T.J. McKibbin*

Clerk-Comptroller

Signed *J.P. Gerretsen*

Presiding Officer

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